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House Journal
of the
Legislative Assembly
of the
State of Nebraska.

First Session.

First Day.

House Journal
of the
General Assembly
of the
State of Colorado.

— — — —

First Session.

— — — —

At the First Session of the General Assembly of the State of Colorado, the House of Representatives met in Representative Hall in Denver, the seat of government of said State, on Wednesday the first day of December, A.D. 1876, in pursuance of section 7, Article 5 of the Constitution.

The House was called to order by H. A. McIntire, of San Juan county, at 12 o'clock noon.

Mr. Ransom, of Boulder county, was chosen temporary Speaker.

Mr. Moonehouse, of Lake Park county, was chosen temporary clerk.

A committee of three on credentials was appointed,

consisting of Messrs Lake of Gilpin county, McIntire of San Juan county, and Adams of Rio Grande county.

The House then adjourned to 2 o'clock P. M.

Afternoon Session.

Pursuant to adjournment the House met at 2 o'clock P. M., and was called to order by the temporary Speaker.

The committee on credentials presented the following report:-

We the committee on credentials have examined the roll and report the following members entitled to seats:

Arapahoe county — J. B. Mayer, Adolph Schimmer, A. B. Phelps, W. D. Anthony, John McBroom, George B. Griffiths and W. A. Pierce.

Boulder county — Isaac Canfield, George X. Young, Daniel Ramsons, and A. A. Smith.

Bent county — R. M. McMurray.

Colorado county — George A.

Patton, S. J. Watts, S. S. Simmons, and P. E. Morehouse.

Conejos county — A. M. Vigil.

Costilla county — M. Alberts.

Conejos and Costilla counties — D. Archuleta.

Douglas county — George A. Lord.

Elbert county — A. D. Wilson.

El Paso county — J. C. Helm, and C. W. Kittridge.

Fremont county — Charles R. Seiber, and Richard Irwin.

Grand county — J. A. Stokes.

Gilpin county — A. C. Marshman, A. J. Kruse, and A. W. Lake.

Huerfano county — J. R. Esquibel, and J. S. Chavez.

Hinsdale county — W. A. Green.

Jefferson county — George Rand, and M. V. Luther.

Lariner county — N. C. Alford.

La Plata county — John Moss.

Las Animas county — W. Chacon, M. Lavagoite, and D. S. Wilkins.

Lake county — J. W. M'Dermitt.

Pueblo county — G. Langford, and J. N. Cordle.

Park county — Z. Snoles.

Rio Grande county — Alva Adams.

Summit county — George W. Wilson.

Saguache county — Isaac Gotthelf.

San Juan county — L. A. McIntire.

Weld county — D. F. Rainey, and A. Leonard.

Signed:—

A. W. Lake,
L. A. McIntire,
Alva Adams,
Committee.

The report of the committee on credentials was adopted.

The roll of the members was called, and all except Beerbile and Moss were present and answered to their names.

Judge A. W. Brazee administered the oath of office to the members present.

A vote of thanks was tendered Judge Brazee for the administration of the oath.

The temporary Speaker announced that the next order would be the election of a Speaker of the House.

Mr. Allen nominated Mr. D. Anthony of Arapahoe county, and Mr. Wilkins nominated N. Lehoven of Las Animas county.

Messrs Phelps, Wilkins, and Alford were appointed tellers.

The ballot for Speaker resulted in giving Mr. Anthony twenty votes and Mr. Lehoven sixteen votes.

Mr. Anthony was declared duly elected as Speaker of the House.

Messrs Lonsfield, and Lehoven were appointed a committee to conduct the Speaker elect to the chair.

Upon assuming the chair as Speaker of the House, Mr. Anthony thanked the members for the honor conferred, and pledged himself to do his utmost to fill the very responsible position in a manner becoming the same.

Mr. Phelps presented the following resolution and moved

its adoption:

Resolved by the House of Representatives of the State of Colorado, that we now proceed to complete the permanent organization of this House by electing the following named officers, to wit:- Chief Clerk, an Assistant Clerk, Sergeant-at-arms, Assistant Sergeant-at-arms, Engrossing Clerk, Enrolling Clerk, Assistant Engrossing Clerk, one Door Keeper, Messenger, Janitor, Chaplain, Interpreter, and four Pages.

The resolution was adopted.

The following named officers were chosen separately by nomination:- W. B. Felton, Chief Clerk; M. R. Moore, Assistant Clerk; J. D. Wood, Sergeant-at-arms; A. A. Deem, Assistant Sergeant-at-arms; C. P. Nicholson, Engrossing Clerk; W. O. Wagner, Assistant Engrossing Clerk; J. W. Graham, Enrolling Clerk; P. A. Young, Doorkeeper; W. J. Phelps, Messenger; Charles Pointer, Janitor; J. F. Graham, Chaplain.

A ballot for Interpreter resulted in giving J. Ma. C. Chonez

forty votes, Mr. Bussey five votes, and Mr. Reed two votes.

Mr. Lehmy was declared duly elected as Interpreter.

A ballot for four pages was then taken, and resulted as follows:

Willis, one vote; Mensel, three votes; Lehman, one vote; Esquibelle, fourteen votes; Esquivelle, three votes; Marce, one vote; Espalulo, one vote; Wright, thirty-nine votes; Ellis, thirty-two votes; Garcia, thirty-four votes; Marsh, forty-three votes.

Messrs Garcia, Marsh, Ellis, and Wright were declared duly elected as Pages.

A committee from the Senate appeared and informed the House that the Senate had effected a permanent organization by the election of W. W. Webster, President pro tem, and George S. Clark, Secretary, and was now ready for the transaction of business.

The Speaker was instructed to administer the oath of office to the responsible officers of the House.

The roll of officers was called, and the following gentlemen responded and were duly sworn: W. B. Sutton, Chief Clerk; M. R. Moore, Assistant Clerk; J. D. Wood, Sergeant-at-arms; J. W. Graham, Enrolling Clerk; P. A. Young, Doorkeeper; W. S. Phelps, Messenger; and J. M. Le Chevrez, Interpreter.

The officers sworn then assumed the duties of their positions.

A vote of thanks was tendered the temporary officers of the House.

P. E. Morehouse,
Temporary Clerk.

Mr. Mehn introduced the following resolution and moved its adoption:

Resolved, That a committee of three be appointed to notify the Senate that the House has completed its organization, and is ready to receive any communication from that honorable body.

The question being upon the adoption of the resolution, the motion prevailed.

The Speaker appointed Messrs

Mahn, George W. Nelson, and Luke as said committee.

Mr. Russum introduced the following resolution, and moved its adoption;

Resolved, That the sessions of this House be opened by the Speaker at nine o'clock A. M. and two o'clock P. M. daily except Sunday, unless otherwise specially ordered.

Mr. McIntire moved that nine o'clock be stricken out of the resolution and ten o'clock inserted in lieu thereof

Which motion prevailed.

The question recurring on the motion to adopt the resolution, the motion prevailed, and the resolution as amended was adopted.

Mr. Philips introduced the following concurrent resolution, and moved its adoption;

Resolved by the House of Representatives of the State of Colorado, the Senate concurring therein, that a joint committee of two from the House and one from the Senate

be appointed to wait on the Governor and inform him that the two houses of the General Assembly are now organized and ready to receive any communication he may have to offer to either house.

The question being upon the adoption of the resolutions, the motion prevailed.

Mr. Ashe, chairman of the special committee appointed to inform the Senate of the permanent organization of the House, reported that the committee had performed the duty assigned them.

Mr. Ransom moved that a committee of three be appointed to request the Senate to meet with the House in joint session tomorrow at 10:30 A.M. for the purpose of canvassing the votes of the different counties of the State for State officers

Which motion prevailed.

The Speaker appointed Messrs Ransom, Johnson, and Reid as said committee.

A committee from the Senate,

with Senator Bennett as chairman, appeared at the bar of the House and informed the House that they were ordered to inquire of the House at what time it would be the pleasure of the House to have the Senate meet with the House in joint session for the purpose of canvassing the votes cast for State officers.

Mr. Ransom, chairman of the special committee to wait on the Senate and suggest that body be met with the House in joint session at 10:30 A.M. tomorrow for the purpose of canvassing the votes cast for State officers, presented the following report:

Mr. Speaker, and gentlemen of the House of Representatives:

Your committee appointed to ask the presence of the Senate in this House at half past ten o'clock tomorrow morning to witness the counting of the votes for the officers of the executive department of our government, beg leave to report that they have

attended to the duty assigned them, and requested the presence of the Senate in this House at half past ten o'clock tomorrow morning to witness the counts of the votes for the officers of the executive department of our government, and we may expect a reply very shortly.

Respectfully submitted for the committee,

Daniel Ransom
Chairman.

Mr. Rand moved that the House do now adjourn

which motion was lost.

The following message was received from the Senate:

Senate Chamber,
Denver, Nov. 1, 1876.

To the Hon. Speaker of the House of Representatives,

Sir:-

I am instructed to inform your Honorable body that the Senate will meet the House in joint convention on tomorrow at 10:30 A. M.

Respectfully,
Geo. F. Clark,
Secty of Senate.

Mr. Pierce moved that the House do now adjourn which motion prevailed and the House adjourned to ten o'clock A. M. tomorrow.

House Journal
of the
General Assembly
of the
State of Bermuda.

— — — —

First Session.

— — — —

Second Day.

Second Day.

Thursday, Nov. 2, 1876,
Morning Session.

House met at 10 A.M.,
Speaker in the chair.

Prayer by the chaplain.

Roll called and the following gentlemen were present and answered to their names:-

Messrs. Adams, Alberts, Alford, Archibald, Armfield, Atkinson, Brown, Burtle, Campbell, Chatham, Griffin, Hahn, Kitchingz, Kruse, Lake, Langford, Lanugoite, Lowrand, Lord, Luther, Mayer, Marshman, McBroom, McDermitt, McGuire, McNamara, Northrose, Patten, Phillips, Pierce, Rainey, Reid, Ransom, Schimmer, Seiber, Simmons, Smith, Stokes, Swales, Watts, Wilkins, A. D. Wilson, B., W., Wilson, Young, Mr. S. Speaker - 46

Being a quorum of the House.

Absent Messrs. Irwin, Moss, and Nigil - 3.

Journal of yesterday not being ready

Mr. Rand moved that the reading be postponed until to-morrow morning.

Which motion prevailed.

G. N. Beckett member elect from Pueblo being present was sworn in by the Speaker.

C. P. Nicholson, Engrossing Clerk, and A. O. Wagner, Assistant Engrossing Clerk, not having previously taken the oath of office, were called forward and sworn by the Speaker.

Mr. Phillips moved that the Speaker, Chief Clerk, Sergeant-at-Arms, and Doorkeeper be interested with the duty of seating the members of the Senate, upon the appearance of that body in joint session with the House

Which motion prevailed.

Mr. Helm moved that the House take a recess until 10:30 A. M.

Which motion prevailed.

At 10:30 A. M. the Speaker called the House to order.

The Sergeant-at-Arms announced the presence of the Senate of the State of Colorado.

The joint convention of the Senate and House of Representatives of the state of Delaware, for the purpose of witnessing the canvass of votes for the executive officers of the State, was called to order by the President pro tem of the Senate.

The Secretary of the Senate called the rolls of the two houses.

The following Senators were present and answered to their names:-

Bonsal, Bates, Bennett, Buckson, Chasanow, Caldwell, De France, Ellsworth, Gardiner, Hanson, Hall, Hannigan, Hamilton, Haynes, Henson, Hill, Johnson, Maxwell, Melbourne, Mergen, Moynahan, Randall, Rockwell, Saunders, Taylor, Rochester, (President pro tem), -- 26

The following members of the House were present and answered to their names:

Adams, Alfords, Alford, Arthurholt, Beanfield, Chasanow, Chaney, Cooke, Cooper, Cooper, Gottlieb, Green, Griffin, Adams, Irwin, Kittredge, Kense,

Lake, Langford, Langville, Leonard, Lord, Luther, Mayer, Marshman, Mr. Brown, Mr. Dennitt, Mr. Intire, Mr. Murray, Morehouse, Patten, Phelps, Pierce, Rainey, Rand, Ransom, Schimmer, Seiber, Simmons, Smith, Stokes, Swales, Nigil, Watts, Wilkins, Sp. M. Wilson, Young, Mr. Speaker - 47

Absent Messrs. Moss, and A. D. Wilson - 2.

Quorum of each House present.

The Speaker of the House then proceeded, in accordance with the provisions of Sec. 3 Art. 4 of the Constitution, to open and publish in presence of the members of the two houses the returns, from the different counties, of the votes cast for executive officers of the State, as follows:

Counties	For Governor: John L. Routt	Bela M. Hughes	Routt	For Lt Governor: Lafayette Head	Michael Resher	For Secty of State: Wm. H. Clark	James T. Smith	Scattering	For Auditor: David B. Cranford	James F. Benedict	David A. Benedict	For State Treasurer: Geo. W. Corning	Thomas H. Field	Sir. W. Fields	Scattering	For Attorney General: Archibald J. Sampson	Geo. D. Richmond	For Supt of Public Instruction: Joseph C. Shattuck	A. B. Groesbeck	Frank R. Carpenter	O. J. Goldrick
Arapahoe	2173	1795		2233	1734	2352	1607		2313	1657		2177	1788			2224	1750	22[illegible]	1719		
Bent	250	439		246	442	253	434		253	434		249	442			254	432	255	434		
Boulder	1539	1096		1485	1034	1572	1076		1572	1076		1565	1042			1483	1036	1571	1133		
Costillas	351	173		346	174	352	169		300	171		335	185			327	194	350	65		
Conejos	341	218		368	191	341	221		341	221		296	267			341	221	341	219		
Clear Creek	1072	1031		1093	1011	1148	952		1081	1019		1097	1011			1090	1016	1089	1017		
Douglas	282	338		294	322	293	325		297	320		290	327			291	326	298	329		
Elbert	84	117		85	116	83	118		84	117		84	117			83	118	83	118		
El Paso	713	397		716	399	722	386		744	370	25	694	387			707	406	721	385		
Fremont	522	531		516	535	525	532		529	527		517	538			519	522	523	538		
Gilpin	1005	763		1011	759	1033	736		1013	759		1005	759			1014	757	1007	762		
Grand	75	147		80	135	93	127		[illegible]	132		74	131			88	132	87	105		
Huerfano	410	614		385	637	418	610	Thomas Rickards 101	416	605		371	646			[illegible]	614	[illegible]	606		
Hinsdale	420	382		404	385	423	362		410	392		403	395				388	408	354		
Jefferson	537	596	Wm. Gilpin 1	569	574	543	596		519	603	1	528	578	1	Daniel P. Conning 34	571	572	572	572		
Larimer	374	300		380	293	380	293		362	310		371	300			379	294	3[illegible]	262	33	
Lake	229	234		218	244	218	246		218	246		21[illegible]	246			214	240	21[illegible]	219	26	
Las Animas	669	1271		661	1282	676	1240		680	1267		655	1276			673	1266	676	1220		
La Plata	50	108		55	104	54	108		54	105		54	107			54	108	55	97	10	
Park	465	423		467	416	463	416		468	416		494	390			450	417	476	407		
Pueblo	543	739		552	714	551	717		553	729		540	742			520	750	550	729		
Rio Grande	364	362		357	359	363	362		362	363		356	369			352	373	362	357		
Saguache	306	189		277	194	306	186		295	194		295	196			297	194	297	158	24	
San Juan	393	410		397	404	403	399		393	411		378	423			388	415	389		415	
Summit	201	185		202	186	209	181		205	182		204	182		James T. Benedict 2	201	183	205	182		
Weld	758	463		800	449	803	450		568	676		785	466			802	453	791	456		
Total	14154	13316	1	14191	13093	14582	12843		14117	13295		14038	13310			13729	13182	14304	12473	508	

For Attorney General A. J. Johnson 416

Pending the summing up of the votes

Senator Bennett moved that the joint convention take a recess until 2 o'clock today

Which motion prevailed.

At 2 o'clock the joint convention reassembled

The President pro tem in the chair.

Roll of the Senate was called and the following senators were present and answered to their names:

Burton, Caldwell, De Forrest, Grossvin, Hamilton, Burgess, Hanson, Hill, Johnson, Randall, Rockwell, Taylor, Tuttle. — 13.

Senators absent were

Bowles, Bates, Bennett, Chase, Chittenden, Gardner, Hall, Harrill, Maxwell, Muldoon, Krieger, Norton, Sommers. — 13.

Roll of the House was called and the following gentlemen were present and answered to their names:

Messrs Adams, Abbott, Afford, Armstrong, Bamfield, Chase, Chaves,

Lewellike, Lesquireux, Mattingly, Griffin, Adkins, Kenyse, Luke, Longfond, Lovelywite, Leonard, Lord, Luttrell, Mayer, Marshman, McBroom, McDermitt, McLaine, McMurray, Morehouse, Potter, Phelps, Pierce, Rainey, Rand, Ransom, Schimer, Seibert, Simmons, Stokes, Swales, Rizzie, Watts, Wilkins, Young, Mr. Speaker.—42.

Absent Messrs, Green, Irwin, Kittredge, Moss, Smith, A. D. Nelson, H. W. Nelson.—7.

Abstract of votes cast was then read by the Secretary of the Senate as follows:

For Governor—

John L. Route	received	14154	votes
Peter M. Hughes	"	13316	"
William Gilpin	"	1	"

Routes majority — 817.

The President pro tem of the Senate declared John L. Route duly elected to the office of Governor of this State.

For Lieutenant Governor—

Lafayette Head	received	14191	votes
Michael Beshoar	"	13093	"

Heads majority — 1098.

The President pro tem of the Senate

declared Lieutenant Governor duly elected to the office of Lieutenant Governor of this State.

For Secretary of State —

William M. Lewis	received	14582	votes
James S. Smith	"	12843	"
S. J. Smith	"	10	"
H. B. Lewis	"	1	"

William M. Lewis's majority — 1728.

The President pro tem of the Senate declared William M. Lewis duly elected to the office of Secretary of this State.

For Treasurer of State —

George W. Browning	received	14038	votes
Thomas M. Field	"	13510	"
David W. Browning	"	34	"
James S. Benedict	"	2	"
George W. Field	"	1	"

George W. Browning's majority — 491.

The President pro tem of the Senate declared George W. Browning duly elected to the office of Treasurer of this State.

For Auditor of State —

David W. Beaumford	received	14117	votes
James S. Benedict	"	13295	"
David W. Benedict	"	26	"

Beaumford's majority — 796.

The President pro tem of the Senate

declared David K. Cavanaugh duly elected to the office of Auditor of this State.

For Attorney General—

Archibald J. Sampson	received	13729	votes
George L. Richmond	"	13182	"
A. J. Thompson	"	416	"

Sampson's majority—131.

The President pro tem of the Senate declared Archibald J. Sampson duly elected to the office of Attorney General of this State.

For Superintendent of Public Instruction—

Joseph K. Shattuck	received	14304	votes
J. B. Groesbeck	"	12473	"
Frank R. Cooperider	"	508	"

Shattuck's majority—1323.

The President pro tem of the Senate declared Joseph K. Shattuck duly elected to the office of Superintendent of Public Instruction of this State.

Mr. Phillips moved that the Clerk of the House be instructed to notify the persons so declared elected, of their election

Which motion prevailed

Mr. Nelson moved that the joint convention do now dissolve.

Which motion prevailed.

The House was called to order by the Speaker.

By unanimous consent

Mr. Phillips introduced

House Bill No. 1, An act to provide for the appointment by the General Assembly of Electors in the Electoral College.

Which was read a first time,

Mr. Allen moved that the rules be suspended and that H. B. No. 1, be read a second time

Which motion prevailed, and the bill was read a second time.

Mr. Phillips moved that H. B. No. 1 be ordered engrossed and put upon its final passage

Which motion prevailed.

Mr. Rand moved that a special committee of three be appointed to superintend the engrossing of H. B. No. 1

Which motion prevailed.

The Speaker appointed Messrs Rand, Alford, and Kittredge as said committee.

Mr. McLaughlin introduced the following resolution, and moved its adoption:—

Resolved, That until position

ordered, the rules governing the last Territorial House of Representatives be adopted for the government of this House.

The question being upon the adoption of the resolution the motion prevailed.

Mr. Pierce moved that a committee of three be appointed to determine upon what shall be the standing committees of this House,

which motion prevailed and

Messrs. Pierce, Adams, and Johnson were appointed said committee,

Mr. Rand, chairman of special committee appointed to superintend the engrossing of H. B. No. 1, presented the following report;

Mr. Speaker;— your select committee on engrossment beg leave to report that they have examined H. B. No. 1 and find the same correctly engrossed

Respectfully submitted,

Geo. Rand,

Chairman.

Mr. Phelps moved that the bill be read a third time and put upon its final passage, which motion prevailed, and H. B. 401 was read a third time.

The question being upon the passage of the bill, the "ayes" and "nays" were heard with the following result:

Whereupon voting in the affirmative were

Messrs. Adams, Alberts, Alford, Archibald, Bennfield, Bohanon, Bohannes, Bentley, Campbell, Gottlieb, Green, Griffin, Hahn, Irwin, Kittredge, Knox, Lake, Langford, Lovegood, Leonard, Lord, Luttrell, Mayer, Marshman, McBroom, McDermitt, McGuire, McKinney, Moorehouse, Patton, Phelps, Pierce, Poindexter, Reid, Ransom, Schirmer, Seibert, Simmons, Smith, Stokes, Swales, Tidzil, Teeters, Wilkins, Mr. Wilson, Young, Mr. Speaker—47.

None in the negative.

Absent Messrs. Cross, and A. D. Wilson.

And so a constitutional majority having voted in favor of

the passage of the bill

The bill passed, and the title was agreed to,

Mr. Smith introduced the following resolution and moved its adoption:-

Resolved by the House of Representatives of the State of Louisiana, that a committee of seven members of this House be appointed for support rules and regulations for the government of this body during the present session of this General Assembly,

The question being upon the adoption of the resolution

The motion prevailed,

The Speaker appointed Messrs Smith, Reed, Kouse, Rizzi, A. D. Wilson, Allen, and Monthouse as members of said committee,

Mr. Reed moved that the House do now adjourn,

Which motion prevailed, and

The House adjourned to 10 o'clock tomorrow morning,

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Third Day.

Third Day.

Friday, November 3, 1876.

Morning Session

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

Roll called and the following gentlemen were present and answered to their names:

Messrs. Adams, Atherton, Alford, Archuleta, Bamfield, Chason, Burlile, Esquibel, Green, Griffin, Hilsen, Irwin, Kittredge, Kinsey, Lake, Langford, Lavagetto, Leonard, Lord, Luttrell, Mayer, Marshman, McBroom, McIntire, McMurray, Morehouse, Patten, Phelps, Pierce, Rainey, Rand, Ransom, Schermer, Seiber, Simmons, Smith, Stokes, Sudds, Vigil, Watts, Wilkins, Wilson A. D., Wilson G. M., Young, Mr. Speaker — 45.

Absent Messrs. Chaves, Gottlieb, McDevitt, Moss. — 4.

Quorum present.

Journal of the two previous days read, corrected and approved.

The following messages were received from the Senate:

State of Colorado,
Senate Chamber,
Denver, Nov. 3, 1876.

To the Hon. Speaker of the House of Representatives,

Sir:—

I am instructed to inform your honorable body that Senator Hanson has been appointed as a committee to act with a like committee of the House on joint rules.

Respectfully
Geo. T. Clark
Secty.

State of Colorado
Senate Chamber
Denver, Nov. 3, 1876.

To the Hon. Speaker of the House of Representatives,

Sir:—

I am instructed to inform your honorable body that the Senate has concurred in the House resolution asking for the appointment of a committee to inform his Excellency the Governor that the two houses are organized and ready to receive any commun-

nications he may have to make to either house. Senator Bennett has been appointed the committee on the part of the Senate.

Respectfully
Geo. S. Edwards
Secty.
State of Colorado
Senate Chamber
Denver, Nov. 3, 1876.

To the Hon. Speaker of the House of Representatives,

Sir:-

I am instructed to inform your honorable body that the Senate has passed A. B. No. 1, A bill for an act to provide for the appointment by this General Assembly of Electors in the Electoral College. The same is herewith transmitted.

Respectfully
Geo. S. Edwards
Secty.

The Speaker appointed Messrs Ransom and Edwards as the committee on the part of the House to wait upon the Governor and inform him of the organization

of the two houses of the General Assembly.

Mr. Phelps moved that A. B. No. 1 be ordered enrolled, and that a special committee of three be appointed to see that the bill is properly enrolled.

Which motion prevailed

And the Speaker appointed Messrs. McIntire, Simmons and Leavitt as the special committee on enrolled bills.

Mr. Smith moved that the House concur in the action of the Senate in the appointment of a committee on joint rules

Which motion prevailed

And the Speaker appointed Messrs Mehrn and Lake as members of said committee on the part of the House.

Mr. Phelps introduced the following resolution;

Resolved by the House of Representatives of the State of Colorado, the Senate concurring herein, that a joint committee of this General Assembly consisting of two from the Senate and three from this House

be appointed to consider what, if any, legislation is necessary to provide for stationery, printing and other supplies required, including copies of the revised statutes and session laws for use of the members of the General Assembly at the present session, and to report by bill or otherwise,

Mr. Smith moved that the resolution be adopted

Which motion prevailed

And the Speaker appointed as such committee on the part of the House Messrs. Helm, Watts and Lanfield,

Mr. Rand moved that the committee on rules and regulations for the government of this House be excused from attendance upon the sessions of this body,

There being no objection the committee were excused,

Mr. Simmons moved that when this House adjourns this afternoon that it adjourn to meet at 2 P. M. on Monday next

Which motion prevailed

Mr. Pierce moved that the House do now adjourn to 1.45 P.M. today

Which motion prevailed.

Afternoon Session.

House met at 1.45 P.M.

Speaker in the chair.

Roll called and the following gentlemen were present and answered to their names:

Messrs. Adams, Alberts, Alford, Archibald, Bennfield, Beverlie, Bezanson, Borthwick, Bolan, Kitchenge, Luke, Longford, Longworth, Leonard, Lord, Luther, Mayzer, Morehouse, McBrown, McDonnell, Potter, Rainey, Rand, Ranson, Silver, Simmons, Stokes, Swetz, Tizzil, Watts, Wilkins, G. W. Wilson, Young, Mr. Speaker, —34

Absent Messrs. Ichason, Johnson, Green, Griffin, Jenkins, Kinsey, McDuffee, McMurray, Morehouse, Moss, Phillips, Pierce, Schimmer, Smith, A. D. Wilson. — 15.

Quorum present.

Mr. Ranson, chairman on the part of the House, of the

joint committee to wait upon the Governor, made the following report:

State of Colorado
House of Representatives
Denver, Nov. 3, 1876.

Mr. Speaker:—

Your committee on the part of this House in conjunction with one from the Senate to inform the Governor that the two houses of the General Assembly have organized and are ready to receive any communication from him which he may be pleased to make, beg leave to report; that they have attended to the duty assigned them and have informed the Governor that the two houses of the General Assembly are organized and are ready to receive any communication he may be pleased to make; to which the Governor replied that he would communicate to this House at two o'clock this afternoon. — D. Ransom
Anthony Scherer } Committee

The following message was received from his Excellency the Governor at the hands of his private secretary:

State of Colorado,
Executive Department,
Denver, Nov. 3, 1876.

Hon. W. D. Anthony,
Speaker of the House of Representatives

Sir:-

Having been informed by a joint committee of Senate and House of Representatives, that your honorable body was organized, and ready to receive any communication which I might be desirous of submitting, I have the honor to inform you that I will be prepared to present to the General Assembly in joint session a statement of the affairs of the Commonwealth at 3:30 P. M.

Very Respectfully
John L. Routt.

Mr. Phillips moved that a committee of two be appointed

from this body to confer with a like number, if such committee be appointed by the Senate, as to what means are may be necessary to receive the message from the Governor,

which motion prevailed.

And the Speaker appointed Messrs. Phelps, and Surles as members of said committee.

Mr. Ransom moved that the House take a recess of fifteen minutes

Which motion prevailed.

The House reassembled at 2;15

The Speaker in the chair.

The Special committee to superintend the enrolling of H. B. No. 1, made the following report:-

Mr. Speaker:-

Your committee of three appointed to superintend the enrolling of H. B. No. 1, have had the same under consideration and would report the same correctly enrolled,

H. A. McIntire }
S. L. Simmons } Committee.
James A. Seavill }

The following message was received from the Senate;

State of Colorado,
Senate Chamber.

Denver, Nov. 3, 1876.

To the Hon. Speaker of the House of Representatives,

Sir:-

I am instructed to inform your honorable body that the Senate has concurred in joint resolution relating to the supporting of a bill to provide for printing, stationery, &c., and have appointed as a committee on the part of the Senate Messrs. Rockwell and Anderson.

Respectfully
Geo. G. Clark,
Secty.

Mr. Phelps, chairman on the part of the House of the committee to make arrangements to receive the Governor's message, reported that they had made arrangements for the use of the Denver Theatre building, corner of Lawrence and Sixteenth streets

in which they recommended that the two houses meet in joint session at 3:30 P. M. today to receive the Governor's message.

Mr. Ransom moved that the recommendations of the committee be adopted which motion prevailed.

Mr. Phillips introduced the following resolution and moved its adoption:-

Resolved by the House of Representatives of the State of Louisiana, the Senate concurring herein, that a joint committee of this General Assembly, consisting of two from the Senate and three from this House, be appointed to escort the Governor to meet this assembly at 3:30 P. M., Nov. 3, 1876, for the purpose of delivering to said joint assembly his message, &c., and that the two houses at that time hold such joint convention at the Banner Theatre cor. 16th and Lawrence streets in this city.

The question being on the adoption of the resolution the motion prevailed

And the Speaker appointed Messrs. McBroom, Leonard, and Irwin as members of said committee on the part of the House.

The Special committee appointed for the purpose of determining upon what should be the standing committees of this House, presented ~~thereof~~ ~~the following~~ a report, which was laid on the table;

Mr. Ransom offered the following resolution

To the Hon. Speaker of the House of Representatives,

Sir;-

I am instructed to inform your honorable body that the Senate refuses to concur in the House resolution relating to notifying his Excellency the Governor.

The Senate instructs me to inform the House that they will meet the honorable body in joint convention at 3:30

Respectfully

Geo. S. Wheeler
Secy

Mr. Simmons moved that a committee of three be appointed to ascertain from the Senate their wills of that body in relation to the joint convention for the purpose of receiving the Governor's message

Which motion prevailed

And the Speaker appointed Messrs Simmons, Leonard, and S. W. Wilson as said committee.

Mr. Rand moved that the House make from its action in the adoption of a resolution providing for a joint committee to escort the Governor to the joint session of the two houses in the Senate Chamber building

Which motion prevailed

Mr. Simmons, chairman of the committee appointed to confer with the Senate in relation to joint session, reported that the committee had delivered its message and re-

portal fraction that the Senate would appear in the hall of the House immediately.

The presence of the honorable Senate of the State of Colorado was announced by the Sergeant-at-Arms, and they were admitted to the floor of the House,

And the President pro tem of the Senate called the joint convention to order,

Senator Merrill moved that the joint convention proceed in a body to the Denver Theatre building for the purpose of receiving the Governor's message, and that immediately thereafter the Houses return in a body to this hall

Which motion prevailed

The joint convention assembled at the Denver Theatre building, with the President pro tem of the Senate in the chair.

Senator Bennett moved that a committee of five be appointed to wait upon the Governor and escort him to the hall

which motion prevailed

And the President appointed Senators Bennett and Lehlbach, and Messrs. McBroom, Leonard, and A. D. Wilson as such committee.

John L. Routt, Governor elect; Lafayette Head, Lieutenant Governor elect; William M. Stark, Secretary of State elect; and David C. Cranford, Auditor of State elect appeared before the joint convention, and Judge A. W. Brazee administered to them the proper oath of office.

Lafayette Head, Lieutenant Governor, assumed the chair as President of the joint convention.

John L. Routt, Governor of the State of Colorado then read his message to the General Assembly as follows:

To the Honorable, the General Assembly of the State of Colorado:

GENTLEMEN: It is with a profound sense of my obligation to the people of Colorado, who have honored me by their suffrages, that I enter upon my duties as first executive of the state, and as I assume the responsibilities devolving upon me, I desire to present to them my grateful acknowledgments and to express the hope that my official acts may merit their continued approval.

Before presenting for your consideration a synopsis of the affairs of our commonwealth and offering a few suggestions in reference thereto, permit me to congratulate you upon being the first general assembly of this state.

Statehood, so long the object of our ambition, [illegible] with [illegible] Your [illegible] the [illegible] all [illegible] delibera- tion [illegible] of our govern- [illegible] en- [illegible] You have the [illegible] unity [illegible] the [illegible] pro- [illegible] state, and to make [illegible] which shall last for [illegible] by their choice [illegible] your wisdom, in [illegible] I feel [illegible] will not have been [illegible]

State Finances.

[illegible] show [illegible]

[illegible]	[illegible]358 34
[illegible]	[illegible]500 00
	$49,858 34
In round numbers	$50,000 00

NEW RESOURCES.

Revenue from this year's taxes, available January and July, 1877	$65,000 00
Revenue from delinquent taxes of former years (estimated)	8,000 00
	$73,000 00
Deduct liabilities	50,000 00
Balance	$23,000 00

This [illegible] will be left to meet the current expenses of the state until the tax of 18[illegible] is collected.

The outstanding indebtedness is the result of large special appropriations made by the last territorial assembly, among which were the following:

State University at Boulder	$15,000
Centennial Exposition	10,000
Deaf Mute Institute (buildings)	7,000
Penitentiary building	6,000
School of Mines	3,500
[illegible]	$41,500

These expenditures, although apparently large, were necessary, and the people would not be deprived of the educational institutions for which the greater portion of the above sum was appropriated, for many times the whole state indebtedness.

EXPENSES OF STATE GOVERNMENT.

The last legislative assembly made no provision to meet the expenses of the new state government, and the constitution, article eleven, section three, prohibits the state from contracting "any debt by loan in any form, except to provide for casual deficiencies of revenue, erect public buildings for use of the state, suppress insurrection," etc., and "the amount so contracted in any one year to provide for deficiencies of the revenue shall not exceed one-fourth of a mill on each dollar of taxable property within the state." This tax, if levied, would yield only ten thousand dollars on the present valuation, but that levy is prohibited by section sixteen of article ten, which says: "no appropriation shall be made, nor any expenditure authorized by the general assembly, whereby the expenditure of the state during any fiscal year shall exceed the total tax then provided for by law and applicable for such appropriation or expenditure, unless the general assembly, making such appropriation shall provide for levying a sufficient tax, not exceeding the rates allowed in section eleven of this article, to pay such appropriation or expenditure within such fiscal year."

To provide, therefore, for the present exigency without violating the [illegible] above quoted, it will be necessary to levy a tax of, say, three mills, which will be amply sufficient for the state expenses. As the fiscal year commenced October first, and as all debts contracted within the year can be legally provided for, the various appropriations can be made and the auditor can issue his warrants to the full amount of such appropriations. These warrants [illegible] then [illegible] if necessary, be paid by the [illegible] issued, until the taxes of 1877 are collected and paid into the treasury, which should be by January 1, 1878.

A tax of three mills, which is smaller than in some of the older states, will yield a revenue sufficient to meet the expenses of this fiscal year and leave the state unencumbered by debt, without burdening the people.

That we should enter upon statehood with a prospective debt is neither singular nor alarming, as the early history of every state, and in fact of every country, shows the same condition, and [illegible] subject of congratulation that our debt [illegible] small, and that it will be liquidated [illegible] the next two years.

EQUALIZATION AND COLLECTION OF TAXES.

State and county boards of equalization are c[illegible] constitution, but it devolves upon [illegible] prescribe their duties. [illegible] ly important [illegible] se be clearly [illegible] that the [illegible] all property [illegible]; the length of time allowed [illegible] to complete and return to the county [illegible] their assessment lists; the time allowed county clerks to make abstracts giving description and valuation of the property listed, to be presented to the county boards of equalization; the time allowed county boards to adjust inequalities of valuation, make corrections where parties have been aggrieved, and return the corrected lists to the state board; the time allowed the state board for determining the relative values of property in the different counties, the per cent of increase or decrease, and certifying the same to the county clerks, as well as the time allowed for the collection of taxes should be specified.

All this could be accomplished and the books placed in the hands of the collectors by the first day of September, so that all taxes could be, as they should, collected and paid into the state treasury on or before the first day of January.

For the purposes of assessment and collection of the revenue, most of the western states have divided the counties into townships or collection districts, a plan which, while no more expensive, has proved to be more advantageous and expeditious than our county system, as in small districts the assessors and collectors have better knowledge of the residents and the value of their property, and the certainty of the collection of personal property tax is greater. I would, therefore, suggest that you adopt a similar method, with such modifications as your judgment may dictate.

State Lands.

By the act of congress, September 4, 1841, each new state, on being admitted into the union, is granted 500,000 acres of land for the purpose of internal improvements. The enabling act also grants to the state fifty sections "for the purpose of erecting public buildings at the capital for legislative and judicial purposes," fifty other sections "for the purpose of erecting a suitable building for a penitentiary or state prison;" seventy-two sections "for the use and support of a state university," and twelve salt springs, with "six sections of land adjoining each," for the use of the state, making in all, with the 500,000 acres first mentioned, 656,160 acres.

"It is provided that a portion of these lands shall be selected and located by direction of the legislature with the approval of the president, on or before the first day of January, eighteen hundred and seventy-eight."

I would recommend the appointment of five gentlemen whose duty it shall be to personally examine, select, and locate these lands, and make report to the state board of land commissioners.

In this selection the utmost care should be exercised to obtain the best lands in the state, having reference to their fertility, accessibility, water supply and other natural advantages, so that we may derive therefrom the greatest benefit and largest revenue.

Most of the northwestern states have committed the error of too hastily placing their lands in the market, thus losing the advantages arising from the natural growth and improvement of the country.

To avoid this mistake all our lands, including those for common school purposes, should be withheld from sale for a few years at least.

Education.

Owing to the failure of some of the county superintendents to make the report required by law, Prof. Hale, superintendent of public instruction, has been unable to complete and submit his report at this time. I have, however, obtained from him sufficient data to justify the statement that the progress made in the last year has fully met the most sanguine expectations of the friends of popular education. The increase of school population during the past year has been about ten per cent., making a total of 24,108 persons of school age.

The increase in the value of school property has been correspondingly large by reason of the erection of new school buildings and additions to others. The southern portion of the state has contributed largely to this increase, and many of the schools have been furnished with maps, charts, globes and other requisites, affording indisputable evidence of the interest and zeal felt in the maintenance of our public schools.

The school law passed at the last session of the territorial assembly has, in the main, proved satisfactory, and with a few amendments and such additions as the new order of affairs necessitates, it will, I believe, be effective. One of the objections urged against it is that it requires a school to be maintained one hundred and twenty school days in each year to entitle a district to receive its portion of the general school fund, and another objection is the manner of apportioning this fund among the districts. To show the gross abuses of this method I copy the following from a report now before me:

In one district the number of persons of school age, according to which the apportionment is made, is 71; number enrolled in school, 11; average daily attendance, 5. In another district, number returned for apportionment, 167; number enrolled in school, 27; average daily attendance, 11. And in another I find, number returned for apportionment, 245; number enrolled in school, 24; average daily attendance, 11.

More examples might be given but these are deemed sufficient, as the figures speak for themselves.

Some other districts, in which no school has been held during the year, have received their portion of the school fund.

As will be seen from the above, the average attendance in some parts of the state is very small compared with the number of persons of school age. In one district the average attendance is one in twelve; in another, one in fifteen; and in another, only one in twenty-two. These are of course isolated examples, and by no means the rule in all parts of the state.

In view, however, of these facts, and in order to secure the education of all the children of the state, I would recommend for your consideration the adoption of a system of compulsory education, and that the amount of funds to which each school district shall be entitled, shall depend upon the average attendance and the number of days in which school shall be held during the year. If the law be so amended most of the defects now existing, and the evils arising therefrom, will in my judgment be remedied.

While our school system is by no means all that could be desired, yet Colorado is entitled to special honor in that she enters the union with a better developed and more liberally supported school system than was possessed by the other states at the times of their admission.

I commend this subject to your careful attention, trusting that you may be fully alive to the importance of wisely and liberally providing for the education of the masses.

THE UNIVERSITY OF COLORADO.

In the year 1874, the territorial legislature appropriated fifteen thousand dollars for the erection of a building on the university grounds near Boulder city; stipulating that the citizens of Boulder county should contribute a like sum. This condition was accepted and the people of that county, with commendable generosity, at once raised the required amount. A plan of a building having been adopted, work was begun in August, 1875, and it is now completed and ready for occupancy as soon as the necessary furniture can be obtained.

The last legislature in making its appropriation of fifteen thousand dollars for the completion of this edifice and the support of the university, provided that the said amount should first be used in the following order, viz: For heating apparatus; for gas fixtures and pipes; water pipes from town to university; out buildings and sewerage; for services of architect and superintendent, and for fencing the grounds of the university.

The regents have expended for the above items about six thousand five hundred dollars leaving a balance of eight thousand five hundred dollars, which when paid over by the state treasurer, will be available for salaries of teachers, purchase of library, and the improvement of the buildings and surrounding grounds. No part of this fund, however, can be used for the purchase of furniture, and I would recommend that you authorize the application of so much as is necessary to that purpose, so that the institution may be prepared for the reception of students with as little delay as possible.

By reason of their judicious and excellent management of its business, the trustees will be able to transfer the university to the state regents thoroughly completed and free from debt. Ample provision should be made for the support of this promising institution, until the meeting of the next general assembly.

DEAF MUTE INSTITUTE.

The reports of the officers of this institution, herewith submitted, show that its affairs have been, for the past year, as from its commencement, so managed as to entitle them to the highest commendation.

An appropriation was made by the last legislature to pay off the indebtedness incurred the previous year, in the erection of a building for the accommodation of teachers and [illegible] additional building for school [illegible]. This appropriation will [illegible] these improvements and [illegible] all outstanding indebtedness, and [illegible] not be called upon to [illegible] appropriation for its support, as the revenue arising from the tax of one-fifth mill, as now provided by law, will be ample to meet [illegible].

I would [illegible] recommend that the future [illegible] the institution be provided for [illegible] this tax, so that its support [illegible] be fully secured. It should be recognized as belonging to the great free-school system of the state, for if, as we believe, all children should be educated at the public expense, should not those who are deprived [illegible] be entitled to special care and consideration.

AGRICULTURAL COLLEGE.

This college was established by an act of the legislative assembly, February [illegible], 1870. [illegible] the secretary of the board of [illegible] that its affairs have been successfully [illegible]. The property of the college, consisting of two hundred and forty acres of land lying in a beautiful plateau, within one and one-half miles of Fort Collins, has been improved by the erection of a substantial brick building, the construction of irrigating canals, and the planting of trees. Its present value is about five thousand [illegible], but its cost to the territory was only [illegible] dollars, the amount of the appropriation [illegible].

The citizens of Larimer county have liberally aided in this enterprise, from which much good will result in the future to our agriculturists. As yet it is in its infancy, but we may reasonably expect that it will grow and become eventually an honor to the state. It is now free from debt, and has in the treasury an unexpended balance of four hundred and fifty-seven dollars and forty-four cents.

SCHOOL OF MINES.

The reports of the officers of this institution show that it has not been patronized during the past year as had been anticipated. It is hoped that the attendance will be largely increased and that it may accomplish all that was expected [illegible] establishment. Financially its [illegible] condition, as may be seen [illegible]:

Balance of appropriation of 1874	$79 28
[illegible] other sources	133 25
[illegible]	3,500 00
Total	3,712 53
Deduct [illegible]	1,533 08
[illegible]	$2,179 45

[illegible] necessary under the constitution to [illegible] for the transfer of this school to the [illegible] who may be appointed by the state.

Mines and Mining.

The present product of gold and silver bullion and ores amounts to nearly eight millions of dollars annually. With the prospect of early railroad communication with the southwestern portion of the state, by which the people of the San Juan country will be enabled to add the product of the marvelously rich silver mines of that region to the yield of the mines of the north, we may reasonably expect that the amount exported will be increased to at least ten millions of dollars in the next year. An interest upon which the future wealth and prosperity of the people so much depends, should receive every encouragement at your hands.

Your attention is called to section two, article sixteen of the constitution, which directs the general assembly to "provide by law for the proper ventilation of mines, the construction of escapement shafts, and such other appliances as may be necessary to protect the health and secure the safety of the workmen therein, and shall prohibit the employment in the mines of children under twelve years of age."

I would suggest, that in framing a law in conformity to the above, that you provide also for the proper drainage of mines, the preservation of the records and evidence of pre-emption and other titles to mines, and also the better protection of the locator in the rights of discovery.

I would especially recommend that you authorize the settlement, by boards of arbitrators, of controversies regarding titles to mining property, and thus save the contestants long and expensive litigation in the courts. This method, if adopted, would, in my judgment, have the effect of increasing public confidence, and inducing large investments in this class of property.

Your attention is also called to section one, article sixteen, which creates the office of commissioner of mines.

Irrigation and Agriculture.

The subject of irrigation is one of the most difficult which you will be called upon to consider. It should, however, receive prompt attention, as delay only increases the obstacles to a correct solution of the problem.

In some sections the water supply is wholly inadequate to the wants of the people, and, to remedy this deficiency, I would recommend that some general system may be adopted by your honorable body, so that the waters of the larger streams may be made, by means of suitable reservoirs and canals, to subserve the interests of mining, agriculture and manufactures. The filling of these reservoirs during times of high water, in spring and early summer, would work no injury to farms along the streams, while from the supply thus obtained large arid tracts of country, with no natural water courses, could be reclaimed and made productive.

The expense of executing such a work on a sufficiently large scale is too great to be undertaken by the state at present or by individual enterprise, and as the general government has made to other states large grants of swamp lands, which by labor and the expenditure of money have become very valuable, why should not we, with our vast unproductive plains, ask the government to assist in a like manner, by a grant of lands which would enable the state to accomplish this most desirable object? I would, therefore, recommend that you, by memorial, assist our senators and representative in the congress of the United States to secure the desired aid.

Your attention is respectfully called to section eight of article sixteen of the constitution, which gives to county commissioners authority to establish reasonable rates to be charged for the use of water.

TREE CULTURE.

Section seven, article eighteen of the constitution authorizes the general assembly to provide "that the increase in the value of private lands caused by the planting of hedges, orchards and forests thereon, shall not, for a limited time, to be fixed by law, be taken into account in assessing such lands for taxation."

The advantages to the state from arboriculture are so evident that I need not dwell upon the expediency of making a provision in the law in accordance with the section above quoted.

Every reasonable encouragement and aid should be given to all who engage in the cultivation of forest and fruit trees, the scarcity of which is so keenly felt.

GRASSHOPPERS.

That the soil of Colorado is wonderfully fertile is beyond all question, and with proper irrigation our vegetable products are unequaled; but the greatest drawback to agriculture has been the devastation of grasshoppers.

While the farmer is rejoicing in the prospect of an abundant harvest, swarms of these pests suddenly appear and strip the earth of every green thing, leaving dearth and want wherever they go.

It has been demonstrated by years of experiment that the young grasshoppers may be readily destroyed, but the ingenuity of man has thus far been unable to devise any means of destroying the flying myriads which swarm upon us from other sections, or of preventing their incursions.

The northwestern states, subject to their visits have sent representatives to a convention which met at Omaha on the 25th ultimo, to consider this matter, and to devise, if possible, some measures for their extermination. It is much to be regretted that Colorado had no representative in that convention, but there was no fund from which his expenses could be paid, and no one was found willing to bear them himself.

I would strongly urge a reasonable appropriation to be expended as your honorable body may direct, in the investigation of the history, haunts and means of exterminating this insect; and also, that you, by statute prohibit the destruction of [illegible].

Miscellaneous Topics.

In accordance with the provisions of an act passed by the last assembly, creating a board of health, I appointed the following medical gentlemen to act as members, viz: F. J. Bancroft, Denver; H. A. Lemen, Denver; W. H. Williams, Denver; A. V. Small, Trinidad; R. J. Collins, Georgetown; W. Edmundson, Central; T. A. Metcalf, Del Norte; T. G. Horn, Colorado Springs; T. M. Smith, Fort Collins.

The board met at Denver on the tw[illegible]h day of April last, organized, adopted a constitution and by-laws, and appointed standing committees to report at their next meeting, to be held the 15th instant, upon topics connected with the diseases and climatology of Colorado. As soon as these reports are compiled and forwarded to me, they will be submitted to your honorable body. The value of such a board in promoting and caring for public health, and in disseminating information which will advance medical science and benefit suffering humanity, cannot be overestimated.

[illegible] publication and distribution of [illegible] statistics, will prove of incalculable [illegible], not [illegible] ourselves but to many [illegible] of the United States and Europe [illegible] made for [illegible]

CENTENNIAL COMMISSION.

The representation of Colorado at the centennial exposition was provided for by the appropriation of ten thousand dollars, and the appointment of two commissioners.

The act providing the above does not require the commissioners to make report of their expenditures or proceedings [illegible] I am not officially informed in regard to what they have done. I learn, however, from the press and other sources, that the display from our state is exceedingly creditable and interesting, and I have no doubt that much good will result from the attention which our products has excited.

CODIFICATION OF LAWS.

Complaint is made that under our present mode of procedure in the courts, business in civil cases is delayed and carried from term to term by the interposition of vexatious and sham defenses, so that it frequently requires two years to collect the value of a plain promissory note. Besides the injury which business suffers from this slow and defective system, counties are burdened with a heavy and unnecessary expense.

This calls for remedy at your hands. Whether the object can be best effected by a modification of our present system, or by the adoption of what is known as a civil code, which prevails in a majority of the states, is for you to determine.

I would also recommend that you provide for a thorough revision and codification of all our statutes.

CONCLUSION.

In severing my connection with the territorial officers, I desire to express my grateful obligations to them for their uniform courtesy, fidelity, and efficiency, and also the people for their generous confidence and steadfast support during my administration.

The people have chosen the officers to whom are now entrusted the concerns of our young state, and will demand purity, integrity and the strictest economy in the management of its affairs.

Upon you, senators and representatives, rests the responsibility of making our laws, and I trust that in your legislation you will have an eye single to the promotion of the general welfare. In this object it will be my greatest pleasure and chief aim to co-operate.

May your deliberations be harmonious and your labors successful; and, when you have transacted the business which brings you together, may you, by the blessing of God, return in safety and health to your homes, and receive the approving welcome of a gratified constituency.

JOHN L. ROUTT, Governor.

Upon the completion of the reading of the message,

Senator Buttles moved that the joint convention do now proceed to the hall of the House of Representatives.

Which motion prevailed.

At five o'clock, P. M., the joint convention reassembled in the hall of the House of Representatives, and was called to order by the President pro tem of the Senate.

Senator Lehlbach moved that the joint convention do now dissolve,

Which motion prevailed.

The House was called to order by the Speaker.

Mr. A. D. Wilson moved that the House do now adjourn,

Which motion prevailed.

And the House adjourned to 2 o'clock P. M., Monday the 14th of November.

House Journal
of the
General Assembly
of the
State of Colorado,

First Session,

Fourth Day,

Seventh Day.

Monday, Nov. 6, 1876.

Afternoon Session.

House met at 2 P. M.

Speaker in the chair.

Prayer by the chaplain.

Roll called and the following gentlemen were present and answered to their names:

Messrs. Adams, Alberts, Alford, Archuleta, Beanfield, Bloom, Bowles, Bradbe, Esquibel, Gottlieb, Green, Griffith, Helm, Irwin, Kittredge, Krause, Lake, Langford, Leonard, Lord, Luther, Mayer, Marshman, McBroom, McDermitt, McIntire, McMurray, Morehouse, Moss, Phelps, Pierce, Rainey, Rand, Ransom, Schimmer, Sicher, Simmons, Smith, Stokes, Swiles, Tifft, Watts, Wilkins, A. D. Wilson, G. W. Wilson, Young, Mr. Speaker — 47.

Absent messrs. Lonergan and Patton — 2.

A quorum present.

Journal of the previous day's session was read and ap-

present.

John Moss, member elect of the House from La Plata, come forward and was sworn by the Speaker.

Mr. Phillips moved that the calling of the regular order of business be dispensed with.

Which motion prevailed.

Mr. Ransom introduced House Government resolution No. 1, In relation to the election of United States Senators.

Which was laid over under the rules.

Mr. Phillips called up the report of the committee naming the standing committees of the House, which report was as follows:

Mr. Speaker: Your committee appointed to name the standing committees of this House, submit the following:

Finance,

Roads and Bridges

Judiciary
Education
Mines and Mining
Agriculture
Irrigation
Stock
Election and Apportionment
Memorials
Immigration
Incorporations
Public Lands
Fees and Salaries
State Institutions
Counties and County Lines
Indian Affairs
Military Affairs
Roads and Bridges
Public Buildings
Federal Relations
Claims
Printing
Engrossment
Enrollment } W. H. Pierce, Alva Adams, Anthony Chaves

Committees on Engrossment and Enrollment to consist of three members each, all others to consist of five members each.

Mr. Pierce moved that a committee on Appropriations

and expenditures be added to the list.

Which motion prevailed.

Mr. A. D. Wilson moved that the committee on Counties and County Lines be stricken from the list.

Which motion was lost.

Mr. Rand moved that the report as amended be adopted.

Which motion prevailed.

Mr. McIntire introduced the following resolution.

Resolved, That the House do now proceed to the election of an additional interpreter.

Mr. Phelps moved that the resolution be referred to a special committee of three.

Which motion prevailed.

And the Speaker appointed Messrs. McIntire, Lizzie, and Gotthelf as said committee.

Mr. Phelps, by unanimous consent, introduced

A. B. No. 2, An act in relation to duties and compensation of officers and employees of the General Assembly,

Mr. Atkins moved that the bill be read a first time

Which motion prevailed

And H. B. No. 2, An act in relation to duties and compensation of officers and employees of the General Assembly

was read a first time.

~~Mr. Rand moved that the rules be suspended and that the bill be referred to second reading~~

Which motion prevailed

And H. B. No. 2, An act in relation to duties and compensation of officers and employees of the General Assembly

~~was read a second time.~~

the rules be suspended and that

Mr. Rand moved that the bill be referred to a special committee of five,

Which motion prevailed

And the Speaker appointed Messrs Phelps, Rand, A. D. Wilson, McIntire, and Smith as said committee.

Mr. Phelps moved that the committee be authorized to have the bill printed

Which motion prevailed.

Mr. ~~Mr. Indiana~~ Branch moved that the House do now adjourn.

Which motion prevailed.

And the House adjourned to 10 A. M. tomorrow.

January 7, 1876.

House Journal
of the
General Assembly
of the
State of Nebraska.

First Session.

Fifth Day.

Fifth Day.

Tuesday, Nov. 7, 1876.

Morning Session.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

Roll called, and the following gentlemen were present and answered to their names:

Messrs. Adams, Allen, Alford, Archuleta, Banfield, Beacon, Beames, Berdlie, Esquibel, Gottheil, Green, Griffin, Helm, Irwin, Kuse, Lake, Langford, Laraguite, Leonard, Lord, Luther, Mayer, Marshman, McBroom, McDermitt, McIntire, McMurray, Moss, Patten, Phelps, Pierce, Rainey, Rand, Ransom, Schimmer, Sieber, Simmons, Smith, Stokes, Swales, Tijil, Watts, Wilkins, A. D. Wilson, S. W. Wilson, Young, Mr. Speaker — 47.

Absent Messrs. Kittredge and Morehouse.

Quorum present.

Journal of the previous day was read and corrected and approved.

Mr. Helm moved that the regular order of business be dispensed with in order that reports from special committees might be received.

Which motion prevailed.

The committee to whom was referred the resolution in relation to the election of an additional interpreter, submitted the following report;

Mr. Speaker - Your special committee of three to whom was referred resolution asking that the House proceed to the election of an additional interpreter, have had the same under consideration and would respectfully report, that they have consulted all of the Mexican members of the House who can not speak the English language, viz; Messrs Milton Thomas Lehones, L. Esquibel, and Antonio Maria Rijil, and are of the opinion that an additional interpreter should be elected.

Respectfully,

C. H. McIntire
Antonio Bruno Bizil
J. Rotchief,
Committee

Mr. Smith moved that the report be adopted.

Mr. Lorenzetti offered an amendment, to the effect that the Spanish speaking members be allowed to select the interpreter.

Mr. Phelps moved that further consideration of the report and resolution be postponed until 2 o'clock this afternoon.

Which motion prevailed.

Mr. Mehn introduced the following resolution:

Resolved by the House of Representatives, that the Messenger be instructed to inform the Senate that we are awaiting their presence in this Hall in joint convention, for the purpose of proceeding to the selection of Presidential Electors.

Mr. Simmons moved that

the resolution be adopted.

Which motion prevailed.

Mr. Livingston, chairman on the part of the House of the joint committee on supplies, presented the following report,

To the Hon. Speaker and House of Representatives of the State of Louisiana,

Gentlemen:

Your committee appointed by the House to confer with a like committee of the Senate regarding the contingent account and other expenses of the Executive and Legislative departments of the State, respectfully report, that they have had the matter under consideration and have met the Senate committee appointed by that body on that subject; that the two committees have agreed upon a bill, which bill is now in possession of the Senate; and we recommend that the House accede to the action of the Senate in relation thereto.

Isaac Lanfield, chairman.

Mr. Phelps moved that the report be adopted

Which motion prevailed

Mr. Phelps moved that the Sergeant-at-Arms be instructed to procure stationery, pens, pen-holders, etc., for the use of each member of the House, or report the reason for his failure so to do.

Which motion prevailed.

The Sergeant-at-Arms announced the presence of the honorable Senate of the State of Louisiana

And they were admitted to the floor of the House.

The joint convention was called to order by the President pro tem of the Senate.

The roll of the Senate was called and the following Senators were present and answered to their names:

Baseda, Bolis, Bennet, Butters, Chroeder, Chilland, De France, Ellsworth, Gardner, Gussoin, Hall, Hassell, Hamilton,

Burgess, Burson, Bill, Johnson, Muessrit, Nutshorn, Preyer, Morgrolum, Randall, Rockwell, Summers, Webster — 25.

Absent, Senator Taylor — 1.

The roll of the House was called and the following gentlemen were present and answered to their names:

Messrs. Adams, Abbott, Alford, Arbuckle, Bonfield, Brown, Burns, Burdick, Esquibel, Gottlieb, Green, Griffin, Hahn, Irwin, Kittredge, Kruse, Luke, Lungford, Lungwitz, Leonard, Lord, Luttrell, Mayer, Marshman, McBroom, McDermitt, McGuire, McMurray, Morehouse, Moss, Potter, Phelps, Pierce, Rainey, Rand, Ransom, Schimmer, Seiber, Simmons, Sinclair, Stokes, Swales, Vigil, Watts, Wilkins, A. D. Wilson, G. W. Wilson, Young, Mr. Speaker — 49.

Quorum of each House present.

Mr. Hahn moved that the convention do now proceed, in compliance with the vote

passed November 3, 1876, the time election of three Presidential Electors,

Which motion prevailed,

Mr. Simmons moved that the three Electors be balloted for at one ballot

Which motion prevailed

The following persons were put in nomination for Presidential Electors:-

William L. Hadley

Otto Meyers

Herman Beckwith

J. H. Jones,

Edwin Wilson

Miguel A. Otero,

Senator Benson moved that three tellers be appointed

Which motion prevailed

And the President appointed Senator Benson, and Messrs. Smith and Adams.

A ballot was then had for three Presidential Electors, with the following result;

William L. Hadley rec^d 44 votes,

Otto Meyers " 5 D "

Herman Bickwell rec'd. 50 votes
Miguel A. Otero " 24 "
Adrian Wilson " 24 "
J. A. Jones " 24 "
William Hadley " 2 "
William M. Hadley " 3 "
W. A. Hadley " 1 "

The President of the convention declared that William L. Hadley, Otero Amaya, and Herman Bickwell, having received a majority of all the votes cast, were duly appointed Presidential Electors for the State of Colorado.

The certificate to the Governor, of the election of the above named Electors, was signed in presence of the joint convention by, W. W. Webster, President pro tem of the Senate and President of the convention, and Geo. G. Schwerk, Secretary of the Senate and of the convention.

Senator Bennet introduced the following resolution and moved its adoption:

Resolved, That in fitting recognition of the patriotic and

disabled soldiers of Colorado
this commission recommend
the selection by the Electoral
College when it meets, of Louis
Dugal, an honorable and disa-
bled union soldier, as the
messenger to bear the vote
of Colorado for President and
Vice President, to the Federal
capital, in pursuance of law.

The question being upon
the adoption of the resolution
the motion prevailed.

Senator Bennet moved
that the joint commission
do now dissolve,

which motion prevailed.

The House was called
to order by the Speaker.

Mr. Smith moved that
the House do now adjourn
to 10 A.M. tomorrow

which motion prevailed
and the House adjourned
to 10 A.M., Wednesday
Nov. 29, 1876.

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Sixth Day.

Sixth Day.

Wednesday Nov. 8, 1876.
Morning Session.
House met at 10 A. M.
Speaker in the chair.
Prayer by the chaplain.
Roll called and the following gentlemen were present and answered to their names.

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, ~~KITTRIDGE~~, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. — 41

Absent Messrs. Kittridge, McIntire and Moss — 3.
Journal pursued.
Journal of previous day's session read and approved.
Mr. Phelps moved that the calling of the regular order of business be dispensed with.
Which motion prevailed.
Mr. Rand introduced the following resolution:

Resolved, that the Clerk place in a hat the name of each member of the House of Representatives written on a separate slip of paper; that he then proceed in the presence of the House to draw from said hat one at a time the said slips of paper, and as each is drawn he shall announce the name of the member upon it, who shall choose his seat for the present session: Provided, that before said drawing shall commence, the Speaker shall cause every seat to be vacated, and shall see that every seat continues vacant until it is selected under this order, and that every seat after having been selected shall be deemed vacant if left unoccupied before the calling of the roll is finished

Mr. Ashe moved that the resolution be adopted.

Mr. Morehouse moved that the resolution be amended

so as to read that the drawing shall be by counties,

which motion prevailed.

Mr. Allen moved that the rule by which the amendment, providing that the drawing be by counties, was adopted, be reconsidered

which motion was lost.

The question recurring upon the motion to adopt the resolution as amended

The motion was lost

Mr. Smith, chairman of the committee on rules, presented a report embracing rules for the government of the House.

Mr. Philips moved that the reading of the report in full be dispensed with, and that it be ordered printed for the use of members of the House,

which motion prevailed.

Mr. Allen, chairman on the part of the House of the committee on joint rules, presented the following report;

To the Hon. Speaker:-

Your committee appointed to confer with a like committee from the senate concerning the joint rules of the two houses, beg leave to report that they have considered the matter so directed and recommend the adoption of the joint rules of the last Legislature Assembly, with the following amendments and additions thereto.

J. le. Wilson,
W. M. Lowe,
Com. of House.

Mr. Smith moved that the two reports on rules be referred to a special committee of three which committee shall superintend the printing

which motion prevailed

And the speaker appointed Messrs. Smith, Wilson, and Irwin as said committee.

Mr. Phillips, chairman of the special committee to whom was referred

H. B. No. 2, An act in re-

lation to duties and compensation of officers and employees of the General Assembly

Presented the following report:-

To the Hon. Speaker of the House of Representatives:-

Your committee to whom was referred H. B. No. 2, a bill for an act to prescribe the number duties and compensations of the officers and employees of each house of the General Assembly, beg leave to report, that they have had said bill under consideration and advise various amendments thereto, all of which are embodied in a substitute for said bill, which is herewith transmitted; And your committee recommend the adoption of said substitute in the place of said original bill, and also recommend the passage of the said substitute. Your committee would further report that they have caused the said substitute to be printed for the use of members of the house, and that copies of

the same are now upon their desks.

Respectfully submitted

Denver, Nov. 8, 1876.

Mr. Rood moved that this bill be recommitted to the special committee

Which motion prevailed

H. R. R. No. 1, In relation to the election of United States Senators,

Was taken from the table.

Mr. Ransom moved that the resolution be adopted

Mr. Phillips moved that pending consideration of H. R. R. No. 1, be indefinitely postponed

Which motion prevailed.

The resolution in relation to the election of an additional interpreter, together with the report of the committee recommending the adoption of the same,

Which had been made a special order for 2 o'clock yesterday afternoon

And upon which no action was taken

Was taken up.

Mr. Nilkins moved his adoption of his amendment offered on yesterday by Mr. Lorenzini, that the Spanish speaking members be allowed to choose his interpreter.

Mr. Phelps moved that further consideration of this subject be indefinitely postponed.

Which motion prevailed.

Mr. Longfield moved that the House do now adjourn to 10 A.M. tomorrow.

Which motion prevailed.

And the House adjourned to 10 A.M., tomorrow, Nov. 9, 1976.

House Journal
of the
General Assembly
of the
State of Colorado,

First Session,

Seventh Day,

Seventh Day.

Thursday, Nov. 9, 1876.

Morning Session.

House met at 10 A.M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called and the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—47

Being a quorum of the House.

Absent—Messrs. Laragoite, and Wilkins.—2.

Journal of the previous day's session was read and approved.

Mr. Phelps, chairman of the special committee to whom was recommitted substitute for A. B. No. 2, a bill for an act to prescribe the number, duties and compensation of the officers and employees of each house of the General Assembly, submitted the following report:

To the Hon. Speaker of the

House of Representatives,

The committee to whom was recommitted Substitute for House bill No. 2, a bill for an act to prescribe the number, duties, and compensation of the officers and employes of each house of the General Assembly, respectfully report the same back recommending that there be inserted by way of amendment after the words "for such days service", in the fifth line of the second section, the words "and the said pages each one dollar and a half per day for each day of service", thereby making the compensation the same as provided for in the original bill No. 2, the words above inserted having been accidentally omitted in the substitute, and the committee recommend the passage of the substitute as above corrected.

Respectfully submitted,

A. L. Phelps,

Chairman.

Hon. Smith moved that the report be adopted.

Mr. A. D. Wilson moved to amend the report of the committee by making the compensation of pages two dollars per day instead of one dollar and a half per day

Which motion was lost.

The question recurring on the motion to adopt the report

which motion prevailed,

Substitute for H. B. No. 2, a bill for an act to prescribe the number, duties and compensation of the officers and employes of each house of the General Assembly

Was read a second time,

Mr. Phillips moved that the calling of the regular order of business be dispensed with until the new rules are ~~passed for the use of the House~~ adopted.

Which motion prevailed,

Mr. Weber moved that H. B. No. 2, be made a special order for committee of the whole at 2 o'clock this afternoon

~~Which motion prevailed~~,

Mr. Rand moved to amend

by urging that the House now go into committee of the whole which motion prevailed.

The question recurring upon the motion as amended

The motion prevailed,

And the House went into committee of the whole, with Mr. Rousson in the chair, for the consideration of Substitute for A. B. No. 2.

After some time spent therein the committee rose and through its chairman made the following report:

Mr. Speaker:- The committee of the whole House have had under consideration substitute for A. B. No. 2, a bill for an act to prescribe the number, duties and compensations of the officers and employees of each house of the General Assembly" and instruct me to report progress and ask leave to sit again.

Mr. Simmons moved that the House do now adjourn

Which motion prevailed

And the House adjourned to 10 A.M. tomorrow Nov. 10, 1876.

House Journal
of the
General Assembly
of the
State of Louisiana,

First Session,

Eighth Day.

Eighth Day.

Friday, Nov. 10, 1876.

Morning Session.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, ~~McDERMITT~~, McINTIRE, McMURRAY, ~~MORRIHOUSE~~, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIGIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—47

Being a quorum of the House.

Absent—Messrs. McDermitt, and Morrihouse.—2.

Journal of the previous days session was read, corrected and approved.

The following message was received from the Senate:

State of Colorado
Senate Chamber,
Denver, Nov. 10, 1876.

To the Hon. the House of Representatives of the State of Colorado:

I am instructed to inform your Hon. body that the Senate has passed "S. B. No. 2

A bill for an act to provide for the expenses of the Legislative, executive and judicial departments of the State of Louisiana" respectfully recommends that it is respectfully requested. The same is herewith transmitted.

Respectfully
Geo. S. Lewis
Secty

Gov. Leverlide was granted leave of absence until Monday at 10 A.M., Nov. 13.

The Speaker announced the following standing committees of the House:

Judiciary — Phelps, Aiken, Lonergoite, Simmons, A. D. Wilson, Simons, Wings and Mouser — Longfield, Pierce, Adams, Wright, Leonard.

Education — Morehouse, H. W. Wilson, Schoeen, Ransome, Pierce.

Mines and Mining — Luke, McIntire, Irwin, Watts, Smith.

Agriculture — Rainey, McBroom, Lord, Esquibel, Swales.

Irrigation — Ransome, Langford, Wilkins, Green, Gottlieb.

Stock — A. D. Wilson, Schimmer,

Lutter, Young, Griffin.

Elections and Apportionments — Kenise, Kittredge, Adams, Schimmer G. W. Wilson.

Manufactures — Mayer, Leavitt, Rainey, Potter, Alberts.

Immigration — Seiber, Potter, Adams, Mayer, Alberts.

Incorporations — Wilson, Marshman, Lutter, Moorehouse, Archuleta.

Public Lands — Pierce, Gottlieb, Stokes, Leavitt, Alberts.

Fees and Salaries — Simmons, McIntire, Wilson, McMurray, Griffin.

State Institutions — Kittredge, Young, Lord, Seiber, Moorehouse.

Counties and County Lines — McIntire, Gottlieb, Rand, Archuleta, Irwin.

Indian Affairs — G. W. Wilson, Moss, Swales, Wright, Stokes.

Military Affairs — Green, Rainey, Rand, Langford, McBroom.

Roads and Bridges — Potter, Smith, Lake, Longwith, Irwin.

Public Buildings — Schimmer, A. D. Wilson, Krause, Ransom, Lutter.

Federal Relations — Marshman, Wilkins, Alford, Simmons, McDermitt.

Claims — Watts, Leonard, Adams, McBroom, McMurray.

Printing — Sparks, Chaston, Leonfield, Kittredge, Phelps.

Appropriations and Expenditures — Leonard, Alford, Cardile, Lord, Marshman.

Engrossment — Alford, Moss, Griffin.

Enrollment — Smith, Pond, Marks.

Mr. Phelps moved that the order be suspended and that the introduction of certain bills moved by him, be in order

Which motion prevailed,

Mr. Phelps then introduced

H. B. No. 3, a bill for an act to fix the terms of holding district court in the second judicial district

Also

H. B. No. 4, a bill for an act to repeal Section 68 of chapter 50 and sections 6 and 7 of chapter 48 of the revised statutes of Colorado, relating to the issuing of executions against the body of a defendant in civil actions, and

to enact other provisions in lieu thereof.

Mr. Phillips moved that S. B. No. 2, and H. B. No. 3, and H. B. No. 4,

Be read a first time which motion prevailed

And

S. B. No. 2, a bill for an act to provide for the expenses of the Legislature, Executive and Judicial departments of the state of Colorado,

And

H. B. No. 3, a bill for an act to fix the terms of holding district court in the second judicial district,

And

H. B. No. 4, a bill for an act to repeal section 68 of chapter 50, and sections 6 and 7 of chapter 48 of the revised statutes of Colorado, relating to the issuing of executions, against the body of a defendant in civil actions, and to enact other provisions in lieu thereof

Were read a first time,

Mr. Phelps moved that H. B. No. 3, and H. B. No. 4, be referred to the committee on printing with instructions to have them printed

Which motion prevailed.

Mr. Green asked to be excused from attendance upon today's session of the House.

Which was granted

Mr. Pierce offered the following resolution;

Resolved, That immediately after the recess of this day the drawing of seats take place, to be conducted in the following manner, viz: The Speaker having first caused all the seats to be numbered, the names of all the counties shall be put in a hat and drawn out one by one by the Sergeant-at-Arms in the presence of the House, the members of each delegation, when the name of their county shall be called, shall select their seats. The members who speak only the Spanish language, and the interpreter, to be considered as a single delegation.

Mr. Smith moved that the

resolution be adopted.

Mr. Irwin moved, as a substitute, that the members selected the seats they now occupy which motion prevailed.

The Speaker presented a communication,*

Denver, Colo., Nov. 8, 1876.

To the Hon. the Senate and House of Representatives of the State of Louisiana,

The undersigned, appointed by the "Grand Jury" a committee on investigation request your honorable bodies to fix a date when it will be entirely convenient for you to examine the question of investigation as applied and used in the city of Denver.

With the highest regard for the Legislative bodies of the Centennial State, we subscribe ourselves,

The Investigating Committee

James Archer,

E. L. Smith,

M. A. Perkins.

Mr. Mehrn moved that the invitation be accepted, leaving the time for future consideration,

* Jerome B. Chaffee, Mayor of Denver, invited members of the Legislature to visit Denver works.

Which motion prevailed.

Mr. Philips moved that the House resolve itself into committee of the whole for the further consideration of

Substitute for H. B. No. 2, a bill for an act to prescribe the number, duties and compensation of the officers and employees of each house of the General Assembly.

Which motion prevailed.

And the House went into committee of the whole with

Mr. Russum in the chair.

After some time spent therein the committee rose and through its chairman made the following report:

Mr. Speaker: The committee of the whole House to whom was referred "Substitute for H. B. No. 2, a bill for an act to prescribe the number, duties and compensation of officers and employees of each house of the General Assembly, have had the same under consideration and recommend it be amended as follows; After the word

"service" in the 5th line, of Section 2, insert the words, "Lieutenants shall receive two dollars per day for each and every day of service, the pages one and one-half dollars for each and every day of service." Between the words "employee" and "and", in the 3d line of Section 4, insert, "such times of service to be computed from the day of his or her time of election or appointment until the end of his or her term of service.

Sec. 5 of the bill to be Sec. 6, and the following be inserted as Sec. 5: "The officers and employees already selected by the respective Houses of the present General Assembly shall be considered as properly elected without further action on the part of either house, and as so amended, the bill do pass,

Respectfully,

D. Ransom,

Chairman,

~~The report of the committee of the whole was adopted.~~

Mr. Phelps moved that the committee on printing be instructed to have the amendments to H. B. No. 2, as recommended by the committee of the whole, printed for the use of members of the House, and that the bill be ordered engrossed for a third reading

Which motion prevailed

Mr. McGuire moved that the Governor's message be made a special order for Monday next at 2 o'clock in the afternoon

Which motion prevailed,

Mr. Wilkins moved that the House do now adjourn to 2 P. M. Monday

Which motion prevailed

And the House adjourned to two o'clock this afternoon.

Afternoon session.

House met at 2 P. M.,

Speaker in the chair.

~~Prayer by the chaplain~~.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, ~~GREEN~~, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, ~~SMITH~~, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER. — 43

Being a quorum of the House.

Absent Messrs. Lewellen, Brown, Moss, Pierce, Smith, Terry — 6.

Messrs. Leonard, Lake, and Krause were granted leave of absence until Monday next, noon.

The report of the committee on joint rules was taken up.

Mr. Phelps moved that the House go into committee of the whole for the consideration of joint rules

Which motion prevailed

And the House resolved itself into committee of the whole for the consideration of joint rules

Mr. Kittredge in the chair.

After some time spent therein the committee arose and through its chairman made the following report:

Mr. Speaker:- The committee of the whole House to whom was referred the joint rules for the Senate and House of Representatives have had the same under consideration and report that they have agreed with the following amendments: In rule 11, after the word "transmit" in the first line, strike out the words "in case they are disagreed" and insert in lieu thereof the words "to the other house respectively" and that the 14th rule be stricken out; and recommend their adoption, and that the rules as amended be adopted.

Respectfully,
Le. Ne. Kittredge,
Chairman.

Mr. Phelps moved that the report of the committee of the whole and the report of the committee on joint rules as amended by the committee of the whole, be adopted.

Which motion prevailed.

Mr. Phelps moved that the report of the committee of the whole upon Substitute

for N. B. No. 2, be adopted.

Which motion prevailed;

Mr. Smith presented the following communication:

To the Hon. Speaker of the House of Representatives of Louisiana,

I hereby tender my resignation as Enrolling Clerk.

Respectfully

Nov. 10, 1872. W. J. Goodson,

Mr. Smith moved that the resignation be accepted

Which motion prevailed.

Mr. Phelps moved that the election of Enrolling Clerk be made special order for 11 A. M. tomorrow.

Which motion prevailed.

Mr. Phelps moved that the House adjourn to 9 o'clock tomorrow morning.

Mr. A. D. Wilson moved that the House do now adjourn

Which motion prevailed

And the House adjourned to 10 A. M. tomorrow Nov. 11, 1872.

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Ninth Day.

Ninth Day

Saturday, Nov. 11, 1876,

Morning Session.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, ~~KRUSE~~, ~~LAKE~~, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—43.

Being a quorum of the House.

Absent Messrs. Carlile, Kruse, Lake, Laragoite, Moss, Wilkins — 6.

Journal of the previous day's session was read and approved.

Mr. Phelps introduced the following resolution and moved its adoption:

Resolved, That whenever any bill may have been referred to a committee and such committee after having considered the same shall have decided to recommend amendments, either in the form of a substitute or otherwise, such committee may entitle the bill to

the standing committee on Printing, and the said committee shall, without further order of the House, cause such assessments to be printed for the use of members and laid upon their desks.

The question being upon the adoption of the resolution,

The motion prevailed.

Mr. Simmons introduced the following resolution:

Resolved, That the committee on Judiciary and the committee on Finance, Ways and Means, be each authorized to employ a clerk whenever they shall deem the same necessary. They shall then certify the same to the House, and said clerks shall be considered as officers of the House and entitled to pay for their services.

Mr. Pierce moved that the resolution be adopted.

Which motion prevailed.

Mr. Mahn moved that

S. B. No. 2, be read a second time and referred to the committee on Expenditures and Appropriations.

Which motion prevailed, and

S. B. No. 2, a bill for an act to provide for the expenses of the legislative, executive and judicial departments of the state of Louisiana

Was read a second time

And referred to the committee on Expenditures and Appropriations,

Mr. Archinard introduced the following resolution;

Resolved, That the rules of the House be printed in the Spanish language for the use of the members who do not read the English language.

Mr. Nixon moved that the resolution be adopted.

Which motion prevailed;

Mr. Phelps moved that H. B. No. 3 and H. B. No. 4, be read a second time

which motion prevailed, and

H. B. No. 3, a bill for an act to fix the terms of holding district court in the second judicial district

Was read a second time and referred to the committee on Judiciary, and

H. B. No. 4, a bill for an act to repeal section 68 of chapter 50,

and sections 6 and 7 of chapter 48 of the revised statutes of Nebraska, relating to the issuing of executions against the body of a defendant in civil actions, and to repeal other provisions in lieu thereof;

Was read a second time, and referred to the committee on judiciary.

The following message was received from the Senate;

State of Nebraska,
Senate Chamber,
Omaha, Nov. 11, 1876.

To the Hon. the House of Representatives of the State of Nebraska.

I am instructed to inform your honorable body that the Senate has accepted an invitation of Col. James Archer to visit the Omaha Indian and Gas Company's works in the city of Omaha, and have named the hour of 2 P. M. of this day, and request the concurrence of your honorable body therein.

Respectfully
Geo. G. Lehnerts
Secty of the Senate.

The committee on Engrossment presented the following report:

Mr. Speaker:- Your committee on Engrossment, to whom was referred Substitute for H.B. No. 2, have examined the same and find it correctly engrossed as amended.

Respectfully submitted

N. L. Alford

Chairman

The committee on Printing presented the following report:

Mr. Speaker:- Your committee on Printing would respectfully report that they have ordered and had printed 100 copies of H.B. No. 3, 100 copies of H.B. No. 4, 100 copies of amendments to Sub. for H.B. No. 2, and 75 copies of standing committees, all of which is

Respectfully submitted

B. Sparks,

Chairman.

Mr. Allen moved that Sub. for H.B. No. 2 be read a third time and put upon its final passage.

Which motion prevailed, and

Sub. for H. B. No. 2, a bill for an act to prescribe the number, duties and compensation of the officers and employees of each house of the General Assembly

Was read a third time

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, ~~GOTTHELF~~, ~~GREEN~~, GRIFFIN, HELM, IRWIN, KITTREDGE, ~~KRUSE~~, ~~LAKE~~, LANGFORD, ~~LARAGOITE~~, ~~LEONARD~~, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE~~, ~~MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, ~~SIMMONS~~, SMITH, STOKES, SURLES, ~~VIJIL~~, ~~WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~.— 32

Gentlemen voting in the negative were:

~~ADAMS~~, ALBERTS, ~~ALFORD~~, ~~ARCHULETA~~, CANFIELD, ~~CHACON~~, ~~CHAVES~~, ~~CARLILE~~, ~~ESQUIBEL~~, GOTTHELF, GREEN, ~~GRIFFIN~~, ~~HELM~~, ~~IRWIN~~, ~~KITTREDGE~~, ~~KRUSE~~, ~~LAKE~~, ~~LANGFORD~~, ~~LARAGOITE~~, ~~LEONARD~~, ~~LORD~~, ~~LUTHER~~, ~~MAYER~~, ~~MARSHMAN~~, ~~McBROOM~~, ~~McDERMITT~~, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, ~~PATTEN~~, ~~PHELPS~~, PIERCE, ~~RAINEY~~, ~~RAND~~, ~~RANSOM~~, ~~SCHINNER~~, ~~SEIBER~~, SIMMONS, ~~SMITH~~, ~~STOKES~~, ~~SURLES~~, VIJIL, WATTS, ~~WILKINS~~, ~~WILSON, A. D.~~, ~~WILSON, GEO. W.~~, ~~YOUNG~~, MR. SPEAKER.— 11

~~A constitutional majority having voted in favor of the passage of the bill,~~
~~The bill passed.~~
~~And the title was agreed to.~~

Absent and not voting
Messrs. Lowdill, House, Lake,
Larragoite, Leonard, Moss.— 6,

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

Mr. Simmons moved that the House concur in the action of the Senate in accepting the invitation of the Denver Mother and Gas Company, and morning the house

for the visit at 2 P. M. today,

Which motion prevailed.

Mr. Moorehouse presented the following notice;

To the Honl. Members of the House of Representatives of the State of Louisiana.

I hereby give notice that I will at an early day of this session introduce a bill for the incorporation of the city of Georgetown, Silver Creek county.

R. E. Moorehouse.

Mr. Berry moved that when this House adjourn today, it adjourn to meet on Monday next at 2. P. M.

Mr. Phillips moved as an amendment that when this House adjourn today, it adjourn to meet on Monday next at 10 A. M.

Which amendment was adopted.

The question recurring upon the adoption of the motion as amended.

The motion prevailed.

Mr. Phillips moved that if he declared the cause of this

House that "substitute for H. B. No. 2, a bill for an act" to prescribe the number, duties and compensation of the officers and employees of each house of the General Assembly, should an amendment of the emergency clause therein contained, take effect immediately, and this House does therefore direct that it take effect immediately.

Mr. Ransom moved that further consideration of the subject of Sub. for H. B. No. 2, be postponed until the special order set for 11 A. M. today be disposed of.

Which motion prevailed.

The election of Generalship clerk of the House, being the special order for 11 A. M. today, was taken up.

Mr. Pierce moved that the House proceed to an informal ballot for generalship clerk,

Which motion prevailed.

The following nominations were made:

Mr. Pierce nominated George H. Roberts.

Mr. Sparks nominated Robert Berry.

Mr. Young nominated Miss Mary P. McLeverty.

The Speaker appointed Messrs. Morehouse, A. D. Wilson and Griffin as tellers.

An informal ballot was had with the following result;

George W. Roberts received		14	votes
Robert Berry	"	16	"
Miss Mary P. McLeverty	"	12	"
W. S. Bridges	"	1	"

Total number of votes cast 43.

Mr. Adams moved that the House proceed to a formal ballot for councillor behalf of the House, which motion prevailed.

A formal ballot was then had with the following result;

George W. Roberts received		15	votes
Robert Berry	"	15	"
Miss Mary P. McLeverty	"	12	"

Whole number of votes cast 42.

There being no choice,

A second ballot was had with the following result;

George H. Roberts received 15 votes
Robert Berry " 14 "
Miss Mary P. McCarthy " 14 "
Whole number of votes cast 43.
There being no choice
Mr. Phelps moved that
portion action in the matter of
the election of Recording Clerk
of the House, be postponed until
next Monday morning.
Which motion prevailed
By consent
Mr. Phelps withdrew his
motion in relation to the emer-
gency clause in Sub. for H. B. No. 2.
Mr. Milne moved that the vote
by which the "Sub. for H. B. No. 2, a
bill for an act to prescribe the
number, duties and compensation of
officers and employees of each
house of the General Assembly", was
passed, be reconsidered.
Mr. Phelps moved that the
consideration of the motion to recon-
sider the vote by which Sub. for
H. B. No. 2 was passed, be made a
special order for 3 P. M. on
Monday next,
Which motion prevailed.

Mr. Young moved that
the House do now adjourn
which motion prevailed
And the House adjourned to
10 A.M., Monday, Nov. 13, 1876.

House Journal
of the
General Assembly
of the
State of Kokolorado.

First Session.

Tenth Day.

Sixth Day.

Monday, Nov. 13, 1876.

Morning Session.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, [redacted], LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, [redacted], PHELPS, PIERCE, RAINEY, RAND, [redacted], SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—46.

Being a quorum of the House.

Absent Messrs. Kruse, Potter, Ransom.—3.

Journal of the previous day's session was read and approved.

Messrs. Potter and Ransom were excused from attendance upon the sessions of the House on account of sickness.

Mr. Smith moved that the House now take up the special order set for this morning; being the election of Enrolling Clerk.

Which motion prevailed.

Mr. Green nominated B. L. Jones.

Mr. Swales introduced the name of Robert Berry.

A ballot was then had for Enrolling Clerk with the following result;

Whole number of votes cast 46, of which

Miss Mary P. McCarty received		23
George W. Roberts	"	17
B. L. Jones	"	5
Tom Patterson	"	1

There being no choice, a second ballot was ordered.

Mr. Killbridge presented a petition signed by E. P. Jacobson and others, asking that F. B. Lambertz be elected Enrolling Clerk of the House.

A second ballot for Enrolling was had with the following result;

Whole number of votes cast 46, of which

Miss Mary P. McCarty received		25
George W. Roberts	"	17
B. L. Jones	"	4

Miss Mary P. McCarty, having received a majority of all the votes cast, was declared duly

elected to the office of Sergeant-at-Arms.

Mr. Phelps moved that the rules be suspended to permit the introduction of a bill of which no previous notice had been given.

Which motion prevailed, and Mr. Phelps introduced A. B. No. 5, a bill for an act to prescribe the manner in which bills containing an emergency clause shall be passed and enrolled.

Messrs. Stokes and Moss were excused from attendance upon the sessions of the House until 10 A. M. tomorrow.

The members of the Committee on Appropriations and Expenditures were excused from attendance upon this morning's session of the House.

Mr. Phelps moved that A. B. No. 5, a bill for an act to prescribe the manner in which bills containing an emergency clause shall be passed and enrolled,

Be indefinitely

which motion prevailed

Mr. Allen moved that the House now go into the committee of the whole for the consideration of the order of the House,

which motion prevailed

And the House went into committee of the whole for the consideration of orders nisi,

Mr. A. D. Wilson in the chair,

After some time spent therein the committee rose and through its chairman reported progress and asked leave to sit again,

The report of the committee of the whole was agreed to,

The following message was received from the Senate:

State of Colorado,
Senate Chamber,
Denver, Nov. 13, 1876,

To the Hon. the House of Representatives of the State of Colorado,

I am instructed to inform your honorable body that the Senate has concurred in the House amendments to the joint Rules of the Senate and House of Representatives, viz: In rule 11, to strike out the words "in case they are demanded" and insert in lieu thereof the words "to the other house requested". Also in striking out of Rule 14. Also in the correction of the numbers of said rules. Also that the Senate has amended the joint Rules of the Senate and House of Representatives as follows: In rule 12, to strike out the word "President," and insert in lieu thereof the words "Presiding officer". Rule 14 amend by inserting between the words "shall" and "be" in the second line the word "immediately" - Also to strike out the word "passed" in the first line and insert in lieu thereof the word "originated". So that the rule will read: "When a bill or resolution shall have passed one house and shall be

originated in this action, notice thereof should immediately be given to the House in which the same may have originated."

The concurrence of your honorable body is respectfully requested.

Respectfully

Geo. F. Clark,

Secy.

Mr. Upham moved that the House take a recess until 2 P. M. today

Which motion prevailed

And the House took a recess.

The House was called to order at 2. P. M. by the Speaker.

The special order for 2. P. M., being the Governor's message, was taken up.

Mr. A. D. Wilson moved that the several subjects in the Governor's message be referred to the several appropriate standing committees of the House,

Which motion prevailed.

And the different subjects were referred as follows:

That portion relating to Finance to the committee on Finance, Ways and Means.

That portion relating to State Lands to the committee on Public Lands.

That portion relating to Education to the committee on Education.

That portion relating to Irrigation to the committee on Irrigation.

That portion relating to Mines and Mining to the committee on Mines and Mining.

That portion relating to the University of California; also the Agricultural College; also the Deaf Mute Institute; also the School of Mines; also the Board of Health, to the committee on State Institutions.

That portion relating to Game legislation, and that portion relating to Grasshoppers, to the committee on Agriculture.

That portion relating to

the modification of Lowe to the committee on Judiciary.

Mr. Atkins moved that the House resolve itself into committee of the whole for the further consideration of the rules of the House.

Which motion prevailed, and

The House went into committee of the whole with

Mr. A. D. Wilson in the chair.

After some time spent therein the committee arose and through its chairman reported back the rules of the House with amendments made therein, and recommended their adoption.

Mr. Bond moved that the report of the committee of the whole be adopted.

Mr. Smith moved as an amendment that the report of the committee of the whole be referred to

Which motion prevailed.

The question recurring upon the motion as amended

The motion prevailed

And the report of the com-

matter of the whole was agreed to.

Miss Mary P. Wilbourn appeared and was sworn in by the Speaker as Enrolling Clerk of the House.

Mr. Lamgoite moved that the House do now adjourn

Which motion was lost.

The hour having arrived for the consideration of Special Order, being the motion to reconsider the vote by which Sub. for H.B. No. 2 was passed, the Special order was taken up.

The question being upon the motion to reconsider

The motion prevailed,

And the vote by which Sub. for H.B. No. 2 was passed was reconsidered.

The question recurring upon the final passage of "Sub. for H.B. No. 2, a bill for an act to prescribe the number, duties and compensation of the officers and employees of each House of the General Assembly,

Mr. Helms moved that

further consideration of Sub.
for H. B. No. 2 be postponed until
11 A. M. tomorrow, at which
time it be made a special order

Which motion prevailed

Hon. Sumgoild moved that
the House do now adjourn

Which motion prevailed

And the House adjourned
to 10 A. M. tomorrow, Nov. 14,
1878.

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Eleventh Day.

Eleventh Day.

Tuesday, Nov. 14, 1876.

Morning Session.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—45.

Being a quorum of the House.

Absent messrs. Canfield, Irwin, Laragoite, Ransom.—4.

Journal of the previous day's session was read and approved.

The committee on Appropriations presented the following report:

Mr. Speaker:— Your committee on Appropriations and Expenditures to whom was referred S. B. No. 2, have had the same under consideration and instruct me to report it back with the recommendation that it be passed.

A. Leonard,

Chairman.

The message from the Senate concurring amendments made by that body to the Joint Rules,

was taken up.

Mr. Atkin moved that the amendments be concurred in

which motion prevailed.

Mr. Smith introduced the following resolution and moved its adoption;

Resolved, that the Sergeant-at-Arms be instructed to procure (outside of this hall) rooms for the use of the Revising Clerk, and that the same be suitably furnished.

The question being upon the adoption of the resolution

The motion prevailed

Mr. Atkin moved that the rules of the House be referred to a special committee for classification

which motion prevailed

And the rules were referred to the special committee on rules and regulations of which Mr. Smith is chairman.

Mr. Phelps moved that the House at 2 o'clock this afternoon proceed to the election of Trus

United States Senators, as prescribed in the revised statutes of the United States,

Which motion prevailed,

Mr. Lake introduced

A. B. No. 6, an act to repeal Sec. 2 of an act for the relief of the city of Blackhawk, approved Feb. 9, 1876.

A. B. No. 5, a bill for an act to prescribe the manner in which bills containing an emergency clause shall be passed and enrolled

Was read a second time

And referred to the committee on Judiciary.

Mr. Atkins moved that

S. B. No. 2, a bill for an act to provide for the expenses of the General Assembly and the Executive department of the State of Colorado

Be made a special order for 3 P. M. today, in committee of the whole

Which motion prevailed

Mr. Irwin moved that the vote by which S. B. No. 2 was made a special order for 3 P. M. today, be reconsidered

which motion prevailed.

The question recurring upon the motion that S.B. No. 2 be made a special order for 3 P.M. today

Mr. Irwin moved as an amendment that the House do now go into committee of the whole for the consideration of S.B. No. 2,

which motion prevailed.

The question recurring upon the motion as amended

The motion prevailed, and

The House went into committee of the whole for the consideration of S.B. No. 2, a bill for an act to provide for the expenses of the General Assembly and the Executive department of the State of Indiana,

with Mr. Pierce in the chair.

After some time spent therein the committee arose and through its chairman made the following report:

Mr. Speaker: The committee of the whole House to whom was referred S.B. No. 2, beg leave to report that they have had the same under consideration and have

made some progress and ask leave to sit again.

Mr. A. Pierce,

Chairman.

The report of the committee of the whole was agreed to.

The House took up for consideration the special order set for 11 A.M. today, being Sub. for H.B. No. 2.

Mr. Phelps moved that in taking the vote upon the passage of Sub. for H.B. No. 2, if two-thirds of all the members elect to the House shall vote in favor of so directing, the Speaker shall declare the bill passed, and that if in the direction of the House that we vote, when finally passed, take effect immediately, but if less than the said two-thirds shall have voted in favor of so directing, the Speaker shall declare the bill passed, but that the House does not direct that the act, when finally passed, take effect in less than ninety days; and the result of the vote upon the question aforesaid in the House, however determined, shall be endorsed on the back of the bill

Before the house is ready to vote on the Senate,

which motion prevailed.

The question being upon the passage of the bill,

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN~~, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, ~~RANSOM~~, SCHINNER, SEIBER, ~~SIMMONS~~, SMITH, STOKES, SURLES, ~~VIJIL, WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—39.

Gentlemen voting in the negative were:

~~ADAMS~~, ALBERTS, ~~ALFORD, ARCHULETA~~, CANFIELD, ~~CHACON, CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, GREEN, ~~GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT~~, McINTIRE, ~~McMURRAY~~, ~~MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER~~, SIMMONS, ~~SMITH, STOKES, SURLES~~, VIJIL, WATTS, ~~WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~.—9

Absent and not voting, Mr. Ransom—1.

A constitutional majority having voted in favor of the passage of the bill,

The bill passed.

And the title was agreed to.

And the House ordered that the bill take effect immediately upon its final passage as provided in the emergency clause therein contained.

Mr. Wilkins moved that the House take a recess until 2 P. M. today

Which motion prevailed

And the House took a recess.

The House was called to order at 2 P. M. by the Speaker.

The roll was called and the fol-

Coming gentlemen were present and answered to their names;

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, RAINEY, RAND, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. – 44

Being a quorum of the House.

Absent Messrs. Moss, Pierce, and Ransom, – 3

Messrs. Phelps and Smith moved a call of the House.

A call of the House was had, and

Mr. Pierce was supported absent without leave.

The Sergeant-at-Arms was instructed to bring in the absentees.

Mr. A. D. Wilson moved that further proceedings under the call of the House be dispensed with

Which motion was lost.

The Sergeant-at-Arms appeared at the bar of the House with the body of Mr. Pierce in charge.

Mr. Adams moved that Mr. Pierce be released from the custody of the Sergeant-at-Arms, and that he be excused for being absent without leave

Which motion prevailed.

Mr. Simmons introduced the following resolution:

Resolved, That the House do now proceed to the election of two persons for United States Senators for the State of Colorado, and to that end that the election be had for one Senator at a time and be had viva voce according to law.

Mr. Phelps moved that the resolution be adopted

Which motion prevailed.

The following nominations for United States Senator were then made:

Mr. Lewinfield nominated Jerome B. Chaffee.

Mr. Reed nominated W. A. H. Loveland.

The roll was called, and gentlemen voting for Jerome B. Chaffee were:

~~ADAMS~~, ALBERTS, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLILE~~, ~~ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHER~~, MAYER, MARSHMAN, McBROOM, ~~McDERMOTT~~, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND~~, ~~RANSOM~~, SCHINNER, ~~SHARER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, ~~WILKINS, WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER. W. S. Anthony —30

Gentlemen voting for W. A. H. Loveland were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA, CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE, KRUSE, LAKE~~, LANGFORD, LARAGOITE, ~~LEONARD~~, LORD, LUTHER, ~~MAYER, MARSHMAN, McBROOM~~, McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE~~, MOSS, ~~PATTEN, PHELPS, PIERCE~~, ~~RAINEY~~, RAND, ~~RANSOM~~, ~~SCHINNER~~, SEIBER, ~~SIMMONS, SMITH~~, STOKES, ~~SURLES~~, ~~VIJIL, WATTS~~, WILKINS, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER~~.—16

Jerome B. Schaffer having received a majority of the votes of all the members elected to the House, was declared by the Speaker to be the choice of this House for United States Senator.

For the additional United States Senator

Mr. Simmons nominated Henry M. Teller.

Mr. Wilkins nominated Stephen Elkins.

The roll was called, and

Gentlemen voting for Henry M. Teller were.

~~ADAMS~~, ALBERTS, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLILE~~, ~~ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHER~~, MAYER, MARSHMAN, McBROOM, ~~McDERMITT~~, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND~~, ~~RANSOM~~, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, ~~WILKINS, WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER.—30

W. S. Anthony

Gentlemen voting for Thomas Brooks were

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA, CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE, KRUSE, LAKE~~, LANGFORD, LARAGOITE, ~~LEONARD~~, LORD, LUTHER, ~~MAYER, MARSHMAN, McBROOM~~, McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE~~, MOSS, ~~PATTEN, PHELPS, PIERCE~~, ~~RAINEY~~, RAND, ~~RANSOM, SCHINNER~~, SEIBER, ~~SIMMONS, SMITH~~, STOKES, ~~SURLES~~, ~~VIJIL, WATTS~~, WILKINS, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER~~.—18

Among the Senators having received a majority of the votes of the two members elected to the House, was declared by the Speaker to be the choice of this House for United States Senator.

Mr. Dubois moved that the House now go into committee of the whole for the further consideration of S. B. No. 2,

Which motion prevailed.

And the House resolved itself into committee of the whole for the further consideration of

S. B. No. 2, a bill for an act to provide for the expenses of the General Assembly and Executive Department of the State of Louisiana,

Mr. Prince in the chair.

After some time spent therein the committee rose and through its chairman made the following report;

Mr. Speaker - The committee of the whole House to whom was referred S. B. No. 2, have had the same under consideration and report it back with amendments and recommend that as amended

it do pass

Respectfully

M. W. Pierce,

Chairman.

The report of the committee of the whole was agreed to.

Mr. Helm moved that S. B. No. 2, be read a third time and put upon its passage.

Which motion prevailed, and

S. B. No. 2, a bill for an act to provide for the expenses of the General Assembly and Executive Department of the State of Colorado,

Was read a third time.

Mr. Phelps moved that the vote on the passage of S. B. No. 2, be taken in the same manner as was ordered for Sub. for H. B. No. 2,

Which motion prevailed.

The question being upon the passage of the bill,

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, ~~GREEN~~, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, ~~McDERMITT~~, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—45

And none in the negative.

Absent and not voting, Messrs. Green, Lonaguilt, McDermitt, Ransom.—4.

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the house ordered that this bill take effect immediately upon its final passage as provided in the emergency clause therein contained.

The committee on judiciary presented the following report:

Mr. Speaker: Your committee on judiciary to whom was referred "A. B. No. 4, an act to repeal sec. 465 of chap. 250, and secs. 6 and 7 of chap. 48 of the revised statutes of Indianola, relating to the issuing of executions against the body of a defendant in civil actions, and to enact other provisions in lieu thereof", have had the same under consideration, and report it back with the recommendation that it be amended as follows, to wit: 1st, that the word "bit", wherever it occurs before the word "dollars" in said bill, be stricken out, and in place thereof in every instance insert the word "four"; also 2d, after the words "officer having him in charge", where they occur in the 4th section, strike out the words, "and the

said judgment be considered paid and satisfied in full," and insert the following words, to wit: "but the said judgment shall not wholly be satisfied either in whole or in part, and the plaintiff or plaintiffs may have execution against the goods and chattels, lands and tenements of the defendant, but shall not have a second execution against the defendant's body, And your committee recommend the passage of the bill as amended.

A. de. Phelps,

Behalf of the Committee.

Mr. Nutt introduced a resolution relating to Col. James Arthur for services extended to the General Assembly.

Mr. Wilkins moved that the resolution be adopted

Which motion prevailed,

Mr. Smith moved that the House do now adjourn,

Which motion prevailed

And the House adjourned to 10 A. M. tomorrow Nov. 14, 1776.

House Journal
of the
Biennial Assembly
of the
State of Colorado.

First Session.

Twelfth Day.

Twelfth Day.

Wednesday, Nov. 15, 1876.

Morning Session.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—48.

Being a quorum of the House.

Absent Mr. Ransom.—1.

Journal of the previous day's session was read and approved.

Mr. Smith, chairman of the special committee on rules, reported that the committee had almost completed the classification, and that they would soon have the rules printed.

Mr. Longfield introduced the following resolution and moved its adoption:

Resolved by the House of Representatives, the Senate concurring, that the Senate and House of

Representatives will meet in joint convention on Wednesday, November 15, A.D. 1876, at 12 o'clock, m., in the Hall of the House of Representatives, for the purpose of receiving the journal of each house relating to the vote taken on the 14th instant for two United States Senators for the State of Delaware.

Mr. Phillips moved as a substitute that the Clerk be instructed to notify the Senate, at five minutes before 12, m., today that the House is in waiting to receive the Senate in joint convention for the purpose of comparing the vote for United States Senators as cast by the two houses on the 14th instant.

The substitute was adopted.

Mr. Reed introduced the following concurrent resolution:

H. C. R. No. 2. Resolved that the House committee on printing the Senate concurring be and the same is hereby authorized and instructed to have two hundred copies of each bill and important amend-

must be all bills, printed, for the use of the members of this General Assembly.

Mr. Bond moved that the rules be suspended and that the resolution be considered now.

Which motion prevailed.

And S. C. R. No. 2, in relation to the printing of bills,

Was taken up for consideration.

Mr. Simmons moved that the resolution be adopted.

Which motion prevailed.

H. B. No. 6, an act to repeal Sec. 2 of an act for the ruling of the city of Bloomington, approved Feb. 9, 1876,

Was read a second time and referred to the committee on corporations.

Mr. A. D. Wilson introduced the following resolution and moved its adoption:

Resolved, That the committee on printing be instructed to have 100 copies of the list of standing committees of the House printed upon card for the use of members.

The question being upon the

adoption of the resolution

The motion prevailed

Mr. Stiles moved that the House go into committee of the whole for the consideration of H. B. No. 4,

which motion prevailed

And the House resolved itself into committee of the whole for the consideration of

H. B. No. 4, a bill for an act to repeal sec. 68 of chap. 50, and sections 6 and 7 of chap. 48 of the revised statutes of Nebraska, relating to the issuing of executions against the body of a defendant in civil actions, and to enact other provisions in lieu thereof,

with Mr. Simmons in the chair,

After some time spent therein the committee arose and through its chairman submitted the following report:

Mr. Speaker: The committee of the whole House to whom was referred H. B. No. 4, have had the same under consideration, have made some progress and ask

leave to sit again.

J. G. Simmons,

Chairman.

Mr. Smith moved that the committee of the whole be discharged to

which motion prevailed.

Mr. Phelps asked leave to amend the report of the Judiciary committee on H. B. No. 4, by striking amendment reported by that committee approve as in fourth section instead of third, where the words "and the said judgment" etc., are stricken out and others inserted in lieu thereof.

Mr. Pierce moved that the committee be granted leave to amend the report as requested,

which motion prevailed,

And the report was so amended.

The hour having arrived for the joint convention of the two houses of the General Assembly for the election of two United States Senators as provided by law,

The Speaker of the House notified the Senate that the House was in waiting to receive that body;

The Sangamid-el-Amro announced his presence of his honourable his Smell of his Shah of Kalamudin,

And they were admitted in and in his hall of his house.

Joint Convention

In pursuance of law the two Houses of the General Assembly of the State of Colorado met in Joint Convention in the Hall of the House of Representatives on Wednesday the 15th day of November A. D. 1876 at 12 o'clock m.

The President pro tempore of the Senate being the Presiding Officer of the Joint Convention

The Roll was called

Absent Mr Meyer of the Senate; Mr Saragosite and Mr Ransom of the House

Total number present 72

25 Senators and

47 Members of the House of Representatives

There being a quorum present

The President of the Joint Convention stated the object of the Convention to be

To hear the reading of the Journals of the two Houses of yesterday relating to the election of United States Senators for the State of Colorado, which proceedings were recorded in the Journals of each House on the second Tuesday after the meeting of the General Assembly to wit

On the 14th day of November A. D. 1876

The Secretary of the Senate then proceeded to read the Journal of the Senate as follows

Mr Bennet offered the following resolution

Resolved

That the Senate do now proceed to the election of two persons for United States Senators for the State of Colorado and to that end that the election be had for one Senator at a time and be had "vive voce" according to law.

Resolution adopted

The Senate then proceeded to the election of Two United States Senators for the State of Colorado

Nominations being in order.

Mr Hamill nominated Jerome B. Chaffee of Arapahoe County

Mr Clelland nominated Thomas Macon of Fremont County

There being no further nominations the roll of Senators was called and the vote of the Senate was recorded as follows

Senators — Bates, Bennet, Butters, Chacon Ellsworth, Gardner, Hall, Hamill, Haynes, Henson, Johnson, Maxwell, Meldrum, Meyer, Moynahan, Randall, Rockwell, Saunders and Webster —19— voted for Jerome B. Chaffee.

Senators Barela, Clelland, De France Jaussoin, Hamilton, Hill and Taylor —7— voted for Thomas

Macon

The result of the said vote was duly declared by the President; and

Nominations being in order

Mr. Maxwell nominated Henry M. Teller of Gilpin County

Mr De France nominated William A. H. Loveland of Jefferson County

There being no further nominations the roll of Senators was called and the vote of the Senate was recorded as follows

Senators Bates, Bennet, Butters, Chacon, Ellsworth, Gardner, Hall, Hamill Haynes, Henson, Johnson, Maxwell, Meldrum, Meyer, Moynahan, Randall, Rockwell, Saunders and Webster—19— voted for Henry M. Teller.

Senators Barela, Clelland, De France, Jamison, Hamilton, Hill and Taylor—7— voted for William A. H. Loveland

The result of the said vote was duly declared by the President

Mr Meldrum moved

To take a recess until 2 P. M.

Carried

So at Twelve o'clock and Fifteen minutes the Senate took a recess.

The Chief Clerk of the House then proceeded to read the Journal of the House as follows

Resolved

That the House do now proceed to the election of two persons for United States Senators for the State of Colorado and to that end, that the election be had for one Senator at a time & be had viva voce according to law.

Mr Phelps moved

That the resolution be adopted

Which motion prevailed.

The following nominations for United States Senator were then made.

Mr Canfield nominated Jerome B. Chaffee

Mr Rand nominated W. A. H. Loveland

The roll was called and Gentlemen voting for Jerome B. Chaffee were

Alberts, Alford, Archuleta, Canfield, Gotthelf, Green, Griffin, Helm, Kittredge, Kruse, Lake, Leonard, Mayer, Marshman, McBroom, McIntire, Morehouse, Patten, Phelps, Pierce, Rainey, Schinner, Simmons, Smith, Surles, Vigil, Watt Wilson, Geo. W. Young, W. D. Anthony — 30

Gentlemen voting for W. A. H. Loveland were.

Adams, Chacon, Chaves, Carlile, Esquibel, Irwin, Langford, Laragoite, Lord, Luther, McDermitt, McMurray,

Moss, Rand, Seiber, Stokes, Wilkins
Wilson A. D. 18

Jerome B. Chaffee having received a majority of the votes of all the members elected to the House was declared by the Speaker to be the choice of this House for United States Senator

For the additional United States Senator
Mr Simmons nominated Henry M. Teller
Mr Wilkins nominated Thomas Macon
The roll was called and Gentlemen voting for Henry M. Teller were
Alberts, Alford, Archuleta, Canfield, Gotthelf, Green, Griffin, Helm, Kittredge Kruse, Lake, Leonard, Mayer, Marshman McBroom, McIntire, Morehouse, Patten, Phelps, Pierce, Rainey, Schinner, Simmons Smith, Surles, Vigil, Watts, Wilson Geo. W. Young, W. D. Anthony 30

Gentlemen voting for Thomas Macon were
Adams, Chacon, Chaves, Carlile, Esquibel Irwin, Langford, Laragoite, Lord, Luther, McDermith, McMurray, Moss, Rand, Seiber, Stokes, Wilkins, Wilson A. D. 18

Henry M. Teller having received a majority of the votes of all the members elected to the

House was declared by the Speaker to be the choice of this House for United States Senator

Thereupon

The President of the Convention said

From the Journal of the two Houses it appears

That Jerome B. Chaffee received in the

Senate 19 Votes and

in the House of Representatives 30 Votes

That Thomas Macon received

in the Senate 7 Votes and

in the House of Representatives 18 Votes

for Senators of the United States for the State

of Colorado and

Declared

That Jerome B. Chaffee having received a majority of all the votes cast in both Houses of the General Assembly was duly elected Senator of the United States for the State of Colorado in the Congress of the United States.

From the Journals of the two Houses it appears

That Henry M. Teller received

in the Senate 19 Votes and

in the House of Representatives 30 Votes

That William A. H. Loveland received

in the Senate 7 Votes and

in the House of Representatives 18 Votes

for Senators of the United States for the State of Colorado and

Declared

That Henry M. Teller having received a majority of all the votes cast in both Houses of the General Assembly was duly elected Senator of the United States for the State of Colorado in the Congress of the United States—

Mr Bennet moved

That the Secretary of the Senate and of the Joint Convention and the Clerk of the House of Representatives be directed to certify the proceedings of the Joint Convention to His Excellency the Governor of the State of Colorado

Carried

The Joint Convention then upon the motion of Mr Bennet

Dissolved

The Senators repaired to the Senate Chamber

The Speaker called the House to order.

Mr. Lemieux moved that the House do adjourn at noon to 2 o'clock today.

Motion agreed to,

And the House took a recess

The House was called to order at 2 P.M. by the Speaker.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF~~, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, ~~WILSON A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER.—44

Being a quorum of the House.

Absent members, Butterfly, Evangelisti, Luther, Ransom, A. D. Wilson.—5.

Mr. A. D. Wilson was excused from attendance upon this afternoon's session of the House.

Mr. Langfield moved that a committee of 3 be appointed to invite Mr. Murry, Mr. Luther to visit the House this afternoon.

Which motion prevailed.

Mr. Sanders moved that the committee be instructed to invite Mr. Jerome B. Chaffee to visit the House at the same time with Mr. Murry.

Which motion prevailed.

And the Speaker appointed

Messrs. Bemfield, Kittredge and Adams as the committee to wait upon Messrs. Bemfield and Fellows and request their presence in this hall.

Mr. Bahn moved that the thanks be tendered committee of the school for their faithful consideration of A. B. Ho. H.

Mr. Adams moved as an amendment that A. B. Ho. H. be made a special order for tomorrow morning.

Which amendment was adopted

The question recurring upon the motion as amended

The motion prevailed.

The committee appointed to wait upon Messrs. Bemfield and Fellows approached and presented their gentlemen to the Speaker, who introduced them to the House,

And they each presented their compliments in short addresses, after which

Mr. Phillips moved that the House adjourn;

Relinquishment
and his House adjourned
to 10 A.M. tomorrow
morn. 1le, 1877le.

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Thirteenth Day.

Thirteenth Day.

Thursday, Nov. 16, 1876.

Morning Session.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—47.

Being a quorum of the House.

Absent Messrs. Laragoite, and Moss.—2.

Journal of the previous day's session was read and approved.

Mr. Adams moved that the committee on printing be instructed to have 1000 copies of the Governor's message and other public documents printed in English, and 500 printed in Spanish.

Which motion prevailed.

Mr. Adams moved that the House now go into committee of the whole for the further consideration of H. B. No. 4.

which motion prevailed.

And the House resolved itself into committee of the whole for the consideration of A. B. No. 4, a bill for an act to repeal sec. 16 of chap. 50 and sections 6 and 7 of chap. 48 of the revised statutes of Lewiston, relating to the issuing of executions against the body of a defendant in civil actions, and to enact other provisions in lieu thereof.

Mr. Simmons in the chair.

After some time spent therein the committee rose and through its chairman presented the following report:

Mr. Speaker:- The committee of the whole House to whom was referred A. B. No. 4, have had the same under consideration and report it back to the House with amendment, and recommend that as amended it do pass.

Respectfully,

G. H. Simmons,

Chairman.

Mr. Phelps moved that the report of the committee of the

which he argued his

which motion prevailed;

The following message was received from the Senate:

State of Louisiana,
Senate Chamber,

Denver, Nov. 16, 1876.

To the honorable the House of Representatives of the State of Louisiana.

I am instructed to inform your honorable body that the Senate has concurred in House amendments to S. B. No. 2, "a bill for an act to provide for the expense of the Legislative, executive and judicial departments of the State of Louisiana."

Respectfully,
Geo. J. Lehonk,
Sec. of the Senate.

Mr. Smith moved that H. B. No. 4 be ordered engrossed for a third reading;

which motion prevailed

Mr. Rousseau introduced H. C. R. No. 3, In relation to joint committee on the Constitution.

Mr. Rousseau moved that

the rules be suspended, and that H. R. No. 3 be considered now

which motion prevailed.

And H. R. No. 3, In relation to joint committee on the Constitution,

was adopted.

Mr. G. W. Wilson introduced H. R. No. 4, In relation to revised statutes, session laws, stationery, etc.

Mr. Phillips moved that the rules be suspended and that H. R. No. 4 be considered now,

which motion prevailed.

Mr. Morgan moved that the resolution be amended by inserting the words "or so many thereof as may be obtainable" after the word "each",

which motion prevailed.

Mr. Keene moved to strike out the words "Stamps and stamped envelopes",

which motion prevailed,

And the resolution as so amended was adopted.

Mr. McGuire presented the following notice of his introduction of a bill;

Mr. Speaker:- I give notice that tomorrow or some subsequent day of this session I will introduce a bill for an act amending sec. 2 of an act concerning fences and inclosures in herdings counties, and in other counties, under certain circumstances, approved Feb. 12, 1876.

K. W. McIntosh.

Mr. A. D. Nelson moved that the House do now adjourn,

which motion prevailed,

And the House adjourned till 10 A. M. tomorrow Jan. 17, 1876.

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Fourteenth Day.

Fourteenth Day.

Friday, Nov. 17, 1876.

Morning Session.

House met at 10 A. M.
Speaker in the chair.
Prayer by the chaplain.
The roll was called,
And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ~~ALFORD~~, ARCHULETA, CANFIELD, ~~CHACON~~, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE, LEONARD~~, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY, MOREHOUSE~~, MOSS, ~~PATTEN~~, PHELPS, ~~PIERCE~~, RAINEY, RAND, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, ~~WATTS~~, WILKINS, WILSON, A. D., ~~WILSON, GEO. W.~~, YOUNG, MR. SPEAKER.—38.

Being a quorum of the House.

Absent messrs. Alford, Johnson, Laragoitte, Leonard, McMurray, Morehouse, Patten, Pierce, Ransom, Watts, and Geo. W. Wilson.—11.

Journal of the previous day's session was read and approved.

The members of the committee on Education, consisting of Messrs. Morehouse, G. W. Wilson, Johnson, Ransom, and Pierce, were excused from attendance upon today's session of the House.

Mr. Watts was granted leave of absence until tomorrow morning

at ten o'clock.

Mr. McKinney was granted leave of absence until Monday next at 10 A.M.

The committee on Corporations presented the following report:

To the Hon. Speaker of the House of Representatives:- The committee on Corporations to whom was referred House Bill No. 6, respectfully report that they have had the same under consideration, and beg leave to submit and recommend the passage of the accompanying substitute therefor.

J. H. Walker
Chairman
com. on Corp.

The committee on Judiciary presented the following report:

Mr. Speaker: Your committee on Judiciary to whom was referred "H. B. No. 5, a bill for an act to prescribe the manner in which bills containing an emergency clause shall be passed and enrolled", have had the same under consideration, and report it back with the recom-

resolution that it be amended by striking out of the first section all after the words "General Assembly", where they first occur in said section, down to the words "and the result of the vote" near the close of said section, and inserting in lieu thereof the following words to wit:

The vote shall first be taken upon all of the bill, except that portion providing for the taking effect of the act in less than ninety days. If the vote in favor of the bill shall be sufficient to pass the same, the presiding officer shall so state, and shall then put the question upon the passage of the remainder of the bill, without debate, and take the same by ayes and noes; and if two-thirds of the members elected to the House shall vote in favor of that portion of the bill providing that the act take effect in less than ninety days, the presiding officer shall declare the bill passed, and that it is the direction of the House that the act take effect as provided in the bill. If the said vote shall be less than the said two-thirds, the presiding officer shall declare the bill passed, but that the House does not direct that the act take effect in less than ninety days.

The committee also recommend the passage of the bill as amended.

A. L. Phillips,

Chairman.

Mr. Stokes asked leave to introduce a bill.

Mr. Phillips moved that leave be granted,

which motion prevailed,

And Mr. Stokes introduced

H. B. No. 7, a bill for an act to amend section 4 of an act

entitled an act concerning Probate bonds, approved January 31, A.D. 1870.

Which was read a first time.

Mr. Phillips moved and obtained leave to introduce a bill

And thereupon introduced

H. B. No. 8, a bill for an act to provide for the payment of salaries to officers of the Executive and Judicial departments of the State of Nebraska.

Which was read a first time

Mr. Sangster was granted leave of absence until Monday next at 10 A.M.

Mr. Stone moved that the House do now go into committee of the whole for the consideration of H. B. No. 5,

Which motion prevailed,

And the House resolved itself into committee of the whole for the consideration of

H. B. No. 5, a bill for an act to prescribe the manner in which bills containing an emergency clause, shall be passed and enrolled

With Mr. Smith in the chair.

After some time spent therein the committee rose and through its chairman presented the following report:

Mr. Speaker: The committee of the whole House to whom was referred H.B. No. 5, with amendment, have had the same under consideration and report thereon with an amendment as follows: In the first line of Sec. 3, strike out the word "therein" and insert in lieu thereof the words "in the act", and recommend that as amended it do pass.

A. A. Smith,
Chairman.

Mr. Hunt moved that the report of the committee of the whole be agreed to.

Which motion prevailed

Mr. Allen moved that the House take a recess to 2 o'clock this afternoon

Which motion prevailed

And at eleven o'clock and two minutes the House took a recess.

The House reassembled at 2 P.M.,

with the speaker in the chair.

Hon. Adams moved that the rule by which the Governor's message and accompanying documents were ordered printed be reconsidered

which motion prevailed

The question recurring upon the adoption of the resolution,

Hon. Sulu offered as a substitute

H. le. R. No. 5, for resolution to joint committee on printing the Governor's message,

Hon. A. D. Wilson moved that the rules be suspended and that H. C. R. No. 5 be considered now,

which motion prevailed, and

the question recurring upon the adoption of the substitute, being

H. C. R. No. 5, for resolution to joint committee on printing Governor's message,

The motion prevailed,

Mr. Romeis introduced

H. C. R. No. 6, for a special joint committee of inquiry upon the subject of revising and adopting the house rules in order to the improvement of the Constitution.

Which was laid over under the rules.

The following message was received from the Senate:

State of Delaware,
Senate Chamber,
Dover, Jan. 16, 1876.

To the Hon. the Speaker of the House of Representatives of the State of Delaware,

I am instructed to inform your honorable body that the Senate has concurred in H. C. R. No. 2, relating to printing bills and amendments, of the General Assembly.

Respectfully,
Geo. S. Roberts,
Sec. of the Senate.

Mr. Phillips presented the following notice:

Mr. Speaker: I have the honor to report and enclose with the

judiciary committee have examined as their clerk Wm. P. Bonneder, who enters upon his duties today.

A. C. Phelps,
Chairman.

Mr. Smith was granted leave of absence until morning meet at 10 o'clock.

Mr. Lewellis was granted leave of absence until tomorrow morning at 10 o'clock.

The committee on Engrossment presented the following report:

Mr. Speaker:- Your committee on Engrossment to whom was referred H. B. No. 4, have examined the same and find it correctly engrossed as amended.

Respectfully submitted
W. L. Alford,
Chairman.

The following message was received from the Senate:

Senate of Nebraska,
Senate Chamber,
Lincoln, Nov. 17-1876.

To the Hon. the House of Representatives of the State of Nebraska,

I am instructed to inform your honorable body that the Senate has appointed Messrs. Hamilton and Hale as the committee on the part of the Senate on Enrollment, as provided in Rule 8 of the joint rules of the Senate and House of Representatives.

Respectfully,

Geo. G. Allsworth,

Secy. of the Senate.

Mr. Hahn moved that H. B. 4 be read a third time and put upon its final passage.

Which motion prevailed, and

HOUSE BILL No. 4, "A BILL FOR AN ACT TO REPEAL SECTION SIXTY-EIGHT, OF CHAPTER FIFTY, AND SECTIONS SIX AND SEVEN OF CHAPTER FORTY-EIGHT, OF THE REVISED STATUTES OF COLORADO, RELATING TO THE ISSUING OF EXECUTIONS AGAINST THE BODY OF A DEFENDANT IN CIVIL ACTIONS, AND TO ENACT OTHER PROVISIONS IN LIEU THEREOF,"

Was read a third time.

Mr. Lemon moved that sections 2, 3, 4 and 5 of the bill be stricken out,

Which motion was lost.

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, ~~SMITH, STOKES~~, SURLES, VIJIL, ~~WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.— 37.

Gentlemen voting in the negative were:

~~ADAMS~~, ALBERTS, ~~ALFORD, ARCHULETA, CANFIELD, CHACON~~, CHAVES, ~~CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE~~, MOSS, ~~PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH~~, STOKES, ~~SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~.— 5.

Absent and not voting, Messrs. Bloom, Lowdill, Longford, Lorenzetti, McMurray, Smith, Watts.— 7.

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the House adhered until the bill should take effect immediately upon its final passage, as provided in the emergency clause thereon contained.

Mr. McLaughlin introduced

H. B. R. No. 7, In relation to appointing a commission for the revision and codification of the laws.

Mr. Phelps moved that the rules be suspended and that H. B. R. No. 6, and H. B. R. No. 7, be con-

signed now

Which motion prevailed

Mr. McIntire moved that this House now go into committee of the whole for the consideration of H. C. R. No. 6 and H. C. R. No. 7,

Mr. Keane moved as an amendment that H. C. R. No. 6, and H. C. R. No. 7, be referred to the Judiciary committee.

Which motion was lost

The question recurring upon the motion to go into committee of the whole

The motion was lost

Mr. Ramsay moved that

H. C. R. No. 6, be substituted in special joint committee of inquiry upon the subject of mining and adopting the laws now in force, as the requirements of the Constitution,

Be adopted

Which motion was lost.

Mr. Rand moved that

H. C. R. No. 7, be substituted in appointing a commission for the revision and codification of the laws,

Be adopted,

Mr. McIntire moved as an amendment that H. C. R. No. 7 be made a special order for tomorrow morning.

Mr. Kittredge moved as a substitute for the motion and amendment pending, that H. C. R. No. 7 be referred to a special committee of three, with instructions to report tomorrow.

Which motion prevailed, and

H. C. R. No. 7, the resolution to appoint a commission for the revision and codification of the laws,

Was referred to a special committee consisting of Messrs. McIntire, Phelps, and Kelsey.

Mr. Sanborn was granted leave of absence until Monday next at 10 A. M.

The Speaker announced the joint standing committee on Government on the part of the House, Messrs. Gov. M. Wilson, and Lewis.

Mr. Moss moved that the House do now adjourn,

Motion carried
and the House adjourned to
10 a.m. tomorrow Nov. 18,
1876.

H

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Fifteenth Day.

Fifteenth Day.

Saturday, Nov. 18, 1876.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, ~~CHACON~~, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, ~~SMITH~~, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER — 43

Being a quorum of the House.

Absent Messrs. Chacon, Langford, Laragoite, Luther, McMurray, and Smith — 6.

Journal of the previous day's session was read and approved.

Mr. Phelps presented a petition signed by newspaper publishers in Denver, praying for an appropriation to make up deficiency for printing done for the Constitutional Convention.

Which was placed on file for future consideration.

The committee on the Judiciary presented the following report:

Mr. Speaker:- Your committee on the Judiciary, to whom was referred House Bill No. 3, have had the same under consideration and beg leave to report that they recommend that the same be passed with certain amendments herewith transmitted, and which will be printed for the use of members.

A. W. Phelps,
Chairman.

The committee on printing presented the following report:

Mr. Speaker:- The committee on printing, report H. B. No. 5 and H. B. No. 6, with amendments to each bill as ordered by Judiciary committee, correctly printed.

D. Enoch,
Chairman

The committee on Engrossment presented the following report:

Mr. Speaker:- Your committee on Engrossment to whom was referred H. B. No. 5, have examined the same and find it correctly Engrossed as amended.

Respectfully submitted
M. L. Alfond,
Chairman.

The special committee to whom was referred H. L. R. No. 7, presented the following report:

Mr. Speaker:- Your select committee to whom was referred H. L. R. No. 7, have had the same under consideration and beg leave to report that they recommend a substitute therefor. Herewith transmitted, and recommend the passage of the substitute.

L. M. McIntyre,
Chairman.

Mr. Phelps moved that the regular order of business be dispensed with, and that the House go into committee of the whole for the consideration of H. L. R. No. 7, and substitute for the same,

Which motion prevailed.

And the House went into committee of the whole for the consideration of

H. L. R. No. 7, In relation to appointing a commission for the

revision and codification of the laws,

And the substitute for the same,

With Mr. Kittredge in the chair,

After some time spent therein the committee rose and through its chairman made the following report:

Mr. Speaker: The committee of the whole house to which was referred "H. Le. R. No. 7, Resolution to appointing a commission for the revision and codification of the laws", and the substitute for the same, have had them under consideration and report them back to the house with the recommendation that the substitute be adopted,

W. W. Kittredge,

Chairman.

The report of the committee of the whole was agreed to,

Mr. Phillips moved that the rules for H. Le. R. No. 7, be suspended,

Which motion prevailed, and

Substitute for H. Le. R. No. 7, Resolution to appointing a commission

for the revision and codification of the laws.

Was adopted

The joint committee on Enrollment presented the following report:

Mr. Speaker:- Your joint committee on Enrollment have examined S. B. No. 2, "a bill for an act to provide for the expenses of the Legislative, executive and Judicial departments of the State of Nebraska", and find the same correctly Enrolled.

Geo. W. Wilson,
Chairman on the part of the House of the joint committee.

At the o'clock and fifty-five minutes, the Speaker, in the presence of the House, signed

S. B. No 2, a bill for an act to provide for the expenses of the Legislative, Executive and Judicial departments of the State of Nebraska.

Mr. Phillips introduced

H. B. No. 9, a bill for an act for the ending of certain citizens of

Arapahoe county

which was read a first time.

Mr. Adams introduced

H. B. No. 10, an act to provide terms of court in the Seventh Judicial District,

which was read a first time.

H. B. No. 7, an act to amend Sec. 4 of an act entitled an act concerning Probate courts, approved January 31, 1872,

Was read a second time, and

Referred to the committee on the Judiciary.

H. B. No. 8, a bill for an act to provide for the payment of salaries to officers of the Executive, and Judicial departments of the state of Colorado,

Was read a second time, and

Referred to the committee on the Judiciary.

Mr. Phelps moved that the regular order of business be dispensed with and that H. B. No. 5 be read a third time and put upon its final passage,

Which motion prevailed, and

H. B. No. 5, a bill for an act to preserve the manner in which bills containing an emergency clause shall be passed and enrolled

was read a third time.

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ARCHULETA, [redacted], CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, [redacted], LEONARD, LORD, [redacted], MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, [redacted], MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, [redacted], STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. — 42.

And none in the negative.

Gentlemen absent and not voting: Bousfield, Johnson, Longford, Loranquit, Lutton, McMurray, and Smith. — 7.

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the House ordered that the bill take effect immediately upon the final passage as provided in the emergency clause therein contained.

Messrs. Leonard, Kittredge and Rainey were granted leave of absence until Monday next at 10 A. M.

Mr. Simmons moved that the House do now adjourn, which motion prevailed. And the House adjourned to 10 A.M. Monday next, Nov. 20, 1876.

House Journal
of the
General Assembly
of the
State of Colorado.

First Session

Sixteenth Day.

Sixteenth Day.

Monday, Nov. 20, 1876.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF~~, GREEN, ~~GRIFFIN~~, ~~HELM~~, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAMORE~~, LEONARD, LORD, ~~LUTHER~~, ~~MAYER~~, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—43.

Being a quorum of the House.

Absent Messrs. Gottheif, Griffin, Helm, Larragoite, Luther, Mayer—6.

Journal of the previous day's session was read and approved.

Mr. Mayer was excused from attendance upon today's session of the House.

Mr. Helm was granted leave of absence until tomorrow at 10 A. M.

Mr. Young presented the petition of St. Mc. Matthews and others, in relation to stock and coal mines.

Mr. Ransom moved that the petition be referred to the committee

on mines and mining.

Mr. Gorney moved an amendment that it be referred to the committee on Stock,

which motion prevailed,

The question recurring upon the motion as amended,

The motion prevailed.

Mr. Phelps introduced

A. B. No. 11, a bill for an act to provide for the holding of one or more terms of the Supreme Court of the State of Louisiana annually and make certain regulations incident thereto,

which was read a first time.

A. B. No. 9, an act for the relief of certain citizens of Ascapulco county,

was read a second time and referred to the committee on Appropriations and Expenditures,

and the petition of newspaper publishers was referred with the bill to the same committee.

H. B. No. 10, an act to provide terms of court in the Fourth judicial district,

Was read a second time

And referred to the committee on the judiciary.

Mr. Lake moved that Sub. for H. B. No. 6 be referred to the committee of the whole,

Which motion prevailed,

Mr. Lake moved that the House now go into committee of the whole for the consideration of Sub. for H. B. No. 6,

Mr. A. D. Nelson moved as an amendment that the House go into committee of the whole for the consideration of general orders,

Which motion prevailed,

The question recurring upon the motion as amended

The motion prevailed,

And the House went into committee of the whole for the consideration of general orders,

With Mr. Round in the chair.

After some time spent

therein the committee were and remain its chairman pursuant the foregoing report;

Mr. Speaker:- The committee of the whole House to whom was referred the general orders of the day, have had under consideration "Sub. for H.B. No. 6, a bill for an act to amend Sec. 2 of an act entitled an act for the relief of the city of Blackhawk, approved February 9, A.D. 1876," and instructed me to report the same back to the House and recommend its passage.

Geo. Round
Chairman.

The report of the committee of the whole was agreed to,

And the bill was ordered engrossed for a third reading.

Mr. Phelps moved that the House take a recess to 2 P.M. today;

Which motion was lost.

The minutes of the Ways and Means committee were specially leave of absence until 2 P.M. today.

Ten members of the committee on the judiciary were excused from attendance upon the sessions of this house until 2 o'clock this afternoon.

Mr. Rand moved that the house do now adjourn to 2 o'clock this afternoon

which motion prevailed,

and the house adjourned

No 2 P. M. Wednesday

House met at 2 P.M.

The Speaker in the chair

The roll was called

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF~~, GREEN, ~~GRIFFIN~~, ~~HELM~~, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, ~~MAYER~~, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE~~, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 42

Being a quorum of the House

Absent Messrs. Canfield, Gotthelf, Griffin, Helm, Laragoite, Mayer, Moorhouse.

The joint committee on enrollment presented the following report,

Mr Speaker,

Your joint committe on ~~ex~~ enrollment beg leave to report that they presented Senate Bill No 2 "An Act

to provide for the expenses of the General Assembly and Executive Department of the State of Colorado" to the Governor for his approval at 9.55 o'clock A.M. November 20th A.D. 1876

George W Wilson

Chairman on the part of the House joint committee.

Mr McIntyre asked and obtained unanimous consent to introduce a bill

And thereupon introduced

H.B. No 12, An Act to establish and create the county of "Ulrey,

Which was read a first time,

Mr Simmons moved that H.B. No 12 be not printed until after commitment,

Which motion prevailed.

Mr Phelps moved that the rules be suspended, and that H.B. No 12 be refered at this time

Which motion prevailed

And H.B. No 12 "An Act to establish and create the County of "Ulrey" was refered to the committee on counties and county lines,

The following messages were received from the Senate:

State of Colorado. Senate Chamber

Denver November 20th 1876

To the Honorable

The House of Representatives

of the State of Colorado

I am instructed to inform your Honorable body that the Senate has concurred in H. C. R. No 5 in relation to appointment of a Joint Committee on printing the Governors Message, herewith transmits the same and has appointed Mr Johnson as a member of such Committee on the part of the Senate

Respectfully

Geo T. Clark

Secy of the Senate

State of Colorado.

Senate Chamber

Denver Nov. 20-1876

To the Honorable

The House of Representatives

of the State of Colorado

I am instructed to inform your Honorable body that the Senate has adopted Substitute for H. C. R. No 3 relative to appointment of Joint Committee on the Constitution and herewith transmit the same, together with H. C. R. No 3

Respectfully

Geo. T. Clark

Secy of the Senate

State of Centerville,
Senate Chamber,
Jany. 20, 1876.

To the Honorable the
House of Representatives
of the State of Centerville:

I am instructed
to inform your Honorable
body that the Senate has passed
Sens. for H. B. No. 2, with the
following amendments:- Strike
out all the words which pre-
cede the word "and" in the
second line of Sec. 2, and insert
in lieu thereof the words "the
said secretary and clerk shall
each receive six dollars
per day, and the said assistant
secretary" Also by striking out
the word "who" in the fifteenth
line of Sec. 3, and insert in
lieu thereof the words "which
interpretations" Also by striking
out the words "the end of"
in the second line of Sec. 4.
The concurrence of your honor-
able body is respectfully
requested. The bill is here
with transmitted.

Respectfully,
Geo. G. Calvert,
Sec. of the Senate.

Mr. Phelps moved that the House go into committee of the whole for the consideration of Senate messages.

Which motion prevailed.

And the House went into committee of the whole, for the consideration of Senate messages,

With Mr. McIntyre in the chair.

After some time spent therein the committee arose and through its chairman presented the following report:

Mr. Speaker: The committee of the whole House have had under consideration "Senate Sub. for H. de R. No. 3, in relation to appointment of joint committee on the Constitution," and instructed me to report back to the House and recommend its passage. The committee have also had under consideration Senate amendment to "Sub. for H. B.

No. 2, a bill for an act to provide the number, duties and compensation of the officers and employes of each house of the General Assembly," and instead thereof to report the same back to the House with the recommendation that the House concur.

Respectfully,
Jas. W. McIntyre
Chairman

See report of the committee of the whole cross referred to.

Mr. Simmons moved that the House concur in Senate amendments to "Enrolled Bill H. B. No. 2".

The question being, shall the House concur?

The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, ~~GRIFFIN, HELM, IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHER, MAYER~~, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, ~~RAINEY~~, RAND, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIJIL~~, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—33.

Ballots being in the negative were:

Lewellen, Lemar, Longford, Lord, Luther, McMurray, Reiny, Liber, Stokes, Vigil, Williams—11.

Absent and not voting

Mess. Bousfield, Griffin, Velez, Lusquiles, Mayer—5.

A constitutional majority having voted in favor of concurring

The House concurred.

The Speaker appointed Mess. Romero and Adams as the committee on the part of the House provided for in H. C. R. No. 5.

Mr. Phelps moved that the House concur in the action of the Senate in the adoption of Senate Sub. for H. C. R. 3.

Which motion prevailed.

Mr. Mess introduced

H. J. R. No. 1, Requesting an appropriation by Congress for the construction of a Military Post in Southwestern Colorado,

which was read a first time.

Also

H. J. R. No. 2, Relative to the construction of a military wagon road from Fort Lyon to the military post in La Plata county

which was read a first time

Also

H. J. R. No 3, Relative to the establishment of an Indian Agency for the Southern Utes in La Plata county

which was read a first time.

Mr. Irwin moved that the rules be suspended, and that H. J. R's Nos 1, 2, and 3, be considered now,

which motion prevailed.

The following message was received from the Senate:

State of Colorado,
Senate Chamber,
Denver, Nov. 20, 1876.

To the Honorable the House of Representatives of the State of Louisiana,

I am instructed to inform your honorable body that the Senate refuses to concur in "Sub for H. C. R. No. 7, in relation to the revision and codification of the laws," for reasons which will be given your honorable body.

Respectfully

Geo. G. Lewis

Sec. of the Senate

Res.: Senate concurred with H. C. R.'s Nos. 1, 2, and 3, be referred to the committee on Judiciary Affairs,

Which motion prevailed,

Yea Shacker, Appelt, Russell, Kline and Phelps as the committee on the part of the House provided for in "Sub for H. C. R. No. 3."

Res. The Journal was approved from of absence until Monday next, Nov. 27, 1876.

Mr. Simmons moved
that the House do now
adjourn

Which motion
prevailed.

And the House adjourned
to 10 o'clock A. M. tomorrow
Nov. 21, 1876.

House Journal
of the
General Assembly
of the
State of Colorado

First Session

Seventeenth Day

Twentieth Day

Tuesday, Nov 21, 1876

House met at 10. A.M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called.

And the following gentlemen were present and answered to their names.

Adams, Alberta, Alford, Archuleta, Canfield, Chacon, Chavez, Carlile, Esquibel, Gottheilf, Griffin, Helm, Irwin, Kittredge, Kruse, Lake, Leonard, Lord, Luther, Marshman, McDermitt, McIntyre, Moorhouse, Moss, Patten, Phelps, Pierce, Rainey, Rand, Ransom, Schinner, Sriber, Simmons, Smith, Stokes, Swiles, Vigil, Watts, Wilkins, Wilson, A.S. Wilson G.W. Young, Mr Speaker — 43

Being a quorom of the House.

Absent Messrs Green, Langford, Saragoite, Mayer, McBroom, McMurray, — 6

Journal of the previous days session read and approved.

The committee on ways and means presented the following report.

To the Honorable Speaker of the House of Representatives of the State of Colorado.

Sir

The Committee on Finance, ways and Means, have this day appointed Mr

A. C. Randall as their Clerk,

Isaac Canfield
Chairman

The committee on Engrossment presented the following report,
Mr Speaker

Your Committee on engrossment to whom was referred Substitute for House Bill No. 6, have examined the same, and find it correctly engrossed,

Respectfully submitted
N. C. Alford
Chairman

The committee on printing presented the following report,
Mr Speaker;

The committee on printing Report Substitute for HB No 6, HB No 7, HB No 8, HB No 9 and HB No 10, correctly printed

J Surles,
Chairman,

The committee on Counties and County lines presented the following report,
Mr Speaker;

Your Committee on Counties and County lines to whom was referred HB No 12, An Act to establish and

create the County of Ouray, have had the same under consideration, and report it back with amendments, and recommend its passage as amended.

C H McIntyre,
Chairman

The report was adopted and the bill ordered printed.

The following ~~report~~ message was received from the Senate,

State of Colorado
Senate Chamber
Denver Nov. 20th 1876

To the Honorable
The House of Representatives
of the State of Colorado,

I am instructed to inform your Honorable body that the Senate has passed H.C.R. No 4 with amendments as herewith transmitted. The concurrence of your Honorable body to said amendments is respectfully requested

Respectfully
Geo. F Clark
Secy. of the Senate

Mr Irwin introduced H.B No 13, a bill for an act to amend an act entitled

an act to amend, revise, and consolidate the acts relating to Public Schools, approved 11th February 1876.

Which was read a first time,

Mr Moorhouse moved that the rules be suspended and that H.B. No 13 be considered now,

Which motion prevailed,

Mr Ransom moved that H.B. No. 13 be referred to the committee on Education

Which motion prevailed,

Mr Vigil introduced,

H.B No 14. a bill for an act amending Section 2 of an act concerning fences and enclosures in Conejos County and in other Counties under certain circumstances, approved February 12th 1876

Which was read a first time,

Mr Young introduced

H.B No 15, a bill to prevent ~~certain~~ the owners of irrigating ditches from allowing water to run in them except at certain seasons of the year.

Which was read a first time,

Also H.B No 16,

A bill to prevent "Round Ups" being held in the County of Boulder and a portion of Weld County,

Which was read a first time,

Mr Phelps moved that H.B. No 15 and H.B. No 16, be not printed until after commitment,

Which motion prevailed

Mr Canfield introduced

H.B. No. 17 An act to provide for the better security of life and property from the dangers of coal and petroleum oils,

Which was read a first time

Mr Watts introduced

H.B. No 18 An act for the relief of W. D. Arnett,

Which was read a first time,

Mr Phelps moved that the rules be suspended, and that H.B. No 18, be considered now,

Which motion prevailed,

Mr Rand moved that H.B. No 18, be referred to the committee on Indian Affairs,

Which motion was lost,

Mr G. W. Wilson moved that the bill be referred to the Committee on Immigration,

Mr Phelps moved as an amendment that it be referred to the Committee on Agriculture,

Which motion was lost,

Mr Irwin moved as an amendment that the bill be made special order for Dec 25,

Which motion was lost

The ~~mo~~ question recurring upon the motion to refer to Committee on Immigration,

Mr Kittredge moved as a substitute that H.B. No 18. be indefinitely postponed,

Which motion prevailed,

H.B. No 11. A bill for an act to provide for the holding of one or more terms of the Supreme Court of the State of Colorado, annually, and make certain regulations incident thereto,

Was read a second time

Mr Phelps moved that H.B. No. 11 be referred to a standing Committee of the House

Which motion prevailed and

H.B. No. 11 a bill for an act to provide for the holding of one or more terms of the Supreme Court of the State of Colorado annually, and make certain regulations

incident thereto

Was referred to the Committee on Judiciary.

Mr Lake moved that H.B. No. 6 be indefinitely postponed,

Which motion was lost,

Mr Phelps moved that the vote by which the motion to indefinitely postpone H.B. No 6 was lost, be reconsidered

Which motion prevailed

The question recurring upon the motion to indefinitely postpone,

The motion prevailed

Message from the Senate were taken up for consideration,

Mr Helm moved that the House concur in the Senate amendments to H.C.R No. 4.

Mr Phelps moved that further consideration of Senate amendments to H.C.R. No 4. be postponed until 2 o'clock this afternoon,

Which motion prevailed

Mr Phelps offered the following amendment to rule 31;

Strike out the words "No Bill shall be committed or amended unless it has been read twice" and insert in lieu thereof the following, "Every Bill after

having been read a first time and printed shall be referred to one of the Standing Committees unless otherwise ordered by the House."

Mr Phelps moved that further consideration of amendments to rule 31 be postponed until 3 o'clock this afternoon.

Which motion prevailed.

Mr McIntyre presented petition of citizens of Quay and vicinity praying for the creation of the County of Quay

Mr Ransom moved that the petition be referred to the Committee on Counties and County lines

Mr Phelps moved as a substitute that the petition be placed on file and considered in connection with H.B. No. 12.

Which motion prevailed

Mr Mayer was excused from attendance upon the sessions of the House from day to day.

Mr McBroom was granted leave of absence until 2 P.M. to-morrow

Mr Phelps moved that the House take a recess to 2 P.M. today

Which motion prevailed

And at 12 o'clock M. the House took a recess until 2 o'clock this afternoon.

House called to order at 2 P.M. by the Speaker.

The members of the committee on Finance, Ways and Means were granted leave of absence for this afternoon.

Messrs Green and Vigil were excused from attendance upon this afternoons session of the House.

The committee on Engrossment presented the following report:

Mr Speaker

Your committee on Engrossment, to whom was referred House Concurrent Resolution No 4 have examined the same, and find it correctly engrossed, as amended by the Senate

Respectfully submitted
N. C. Alford,
Chairman

The House then took up the Special order for 2 o'clock, being

H. C. R. No 4 In relation to Statutes, Stationery and Supplies, Together with Senate amendments thereto, The Senate amendments were as follows:

After the word "Assembly" on the 6th line

Strike out the words "Seventy five Copies of the Revised Statutes" and insert "Five (5) Copies of the Revised Statutes for the use of the Senate, and Ten (10) Copies of said Statutes for the use of the House of Representatives".

Strike out the words "the same number" found on lines 6 and 7 and insert in lieu thereof the words "Seventy five Copies"

Strike out the figure 70 in the 7th line.

Strike out the word "obtainable" on the 9th line and insert the words "now the property of the State"

Add after the word "Houses" in the last line

"And that the Secretary of State be requested to interview the members of the Supreme Court and procure a modification of the Supreme Court Rules so as to enable the General Assembly to have the full benefit of the Supreme Court Library;

The Secretary of State is hereby authorized to procure 10 copies of the Session Laws of '70 for the use of the Senate and 15 copies of the said Session Laws for the use of the House of Representatives."

Mr Phelps moved that the House do not concur in the Senate amendment in striking out the word "obtainable",

and inserting in lieu thereof the words "now the property of the State".

Mr A D Wilson moved as an amendment that the House concur,

Which motion was lost

The question recurring upon the motion to nonconcur,

The motion prevailed

Mr Phelps moved that the House do not concur in the Senate amendment requiring the Secretary of State to procure a modification of the Supreme Court rules,

Which motion prevailed

Mr Kruse moved that House concur in Senate amendments striking out 75 copies of the revised Statutes and inserting in lieu thereof 5 copies of the revised Statutes for the use of the Senate and 10 copies of said Statutes for the use of the House of Representatives,"

Which motion prevailed

Mr Helm moved to amend Senate amendments by inserting the number 74 in connection with the Session Laws of 1870 in place of 75, for the use of the General Assembly,

Which motion prevailed

Mr A D Wilson moved that the resolution and all amendments and

pending motions be laid on the table,

The "ayes" and "noes" were demanded and had, with the following result

Gentlemen voting in the affirmative were:

~~ADAMS~~, ALBERTS, ~~ALFORD, ARCHULETA, CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD~~, LORD, ~~LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY~~, RAND, ~~RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS~~, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER.~~ 9

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS~~, ALFORD, ARCHULETA, ~~CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, ~~GREEN~~, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, ~~LEONARD~~, ~~LORD~~, LUTHER, ~~MAYER~~, MARSHMAN, ~~McBROOM~~, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, RAINEY, ~~RAND~~, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, ~~SURLES~~, ~~VIJIL~~, WATTS, WILKINS, ~~WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER. 28

Absent and not voting

Messrs Adams, Canfield, Green, Laragoite, Leonard, Mayer, McBroom, McMurray, Moss, Pierce, Surles, Vijil - 12

And so the motion was lost,

Mr Helm moved that the House concur in the remainder of the amendments made by the Senate,

Which motion prevailed,

Mr Simmons moved that the House do now adjourn,

Which motion was lost,

Mr Smith moved that the House now take up the special order set for 3 P.M. Today,

Which motion prevailed,

And the House took up special order, being amendment proposed to rule 31.

Mr Helm moved to adopt amendment offered by Mr. Phelps, which was pending at the time of being made a special order,

Mr Phelps offered the following as a substitute for the motion pending, and moved its adoption;

Strike out the first ~~Section~~ Sentence of Rule 31 to the period — Repeal Rules 34 and 35 — "Every Bill when introduced shall be read a first time and then at once referred to some one of the appointed Standing Committees, and when reported back from the Committee shall be read a second time — ordered printed and placed on file for consideration in Committee of the whole House, unless otherwise ordered by the House, but shall not be considered in Committee of the whole until printed — Provided that no bill shall be printed if reported upon adversely by such Standing Committee unless specially ordered by the House — and provided further, that if any bill be reported from such Standing Committee with amendments the bill shall be

pridid as amended by said Committee unless otherwise ordered by the House."

The "ayes" and "noes" were demanded, and had, with the following result:

Gentlemen voting in the affirmative were:

~~ADAMS, ALBERTS~~, ALFORD, ~~ARCHULETA, CANFIELD, CHACON, CHAVES~~, CARLILE, ~~ESQUIBEL, GOTTHELF, GREEN, GRIFFIN~~, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE, LEONARD~~, LORD, LUTHER, ~~MAYER~~, MARSHMAN, ~~McBROOM~~, McDERMITT, McINTIRE, ~~McMURRAY, MOREHOUSE, MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, RAINEY, ~~RAND~~, RANSOM, SCHINNER, ~~SEIBER, SIMMONS~~, SMITH, ~~STOKES, SURLES~~, VIJIL, WATTS, ~~WILKINS, WILSON, A. D., WILSON, GEO. W.~~, YOUNG, ~~MR. SPEAKER~~.—21

Gentlemen voting in the negative were:

A~~DAMS, ALBERTS, ALFORD~~, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, C~~ARLILE~~, ESQUIBEL, GOTTHELF, ~~GREEN~~, GRIFFIN, ~~HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGUITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY~~, MOREHOUSE, ~~MOSS, PATTEN, PHELPS, PIERCE, RAINEY~~, RAND, ~~RANSOM, SCHINNER~~, SEIBER, SIMMONS, ~~SMITH~~, STOKES, SURLES, ~~VIJIL, WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER.—16

Absent and not voting

Messrs Adams, Alberts, Canfield, Green, Laraguite, Leonard, Mayer, McBroom, McMurray, Moss, Pierce, Vijil — 12

Mr Simmons moved that the amendments and the entire subject under consideration be laid on the table,

Which motion prevailed,

Mr Archuleta moved that the House do now adjourn

Which motion prevailed.

And the House adjourned to 10 a.m. tomorrow November 22nd 1876

House Journal
of the
General Assembly
of the
State of Colorado,

First Session.

Eighteenth Day.

Eighteenth Day

Wednesday Nov. 22, 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ~~ALFORD~~, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, ~~MAYER~~, MARSHMAN, ~~McBROOM~~, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, ~~WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 43

Being a quorum of the House.

Absent Messrs Alford, Mayer, McBroom, McMurray, Moss, Watts, — 6

Journal of the previous days session was read and approved,

The members of the Committee on Enrollment were excused from attendance upon this mornings session of the House

The Judiciary Committee reported verbally upon "H.B. No 7. an act to amend Section 4 of an act entitled an act concerning Probate Courts, approved January 31 1872." recommending that it be laid on the table,

The committee on Education were granted further time to report upon matters referred to the said Committee,

The committee on printing presented the following report;

Mr Speaker,

The committee on printing report, 100 Copies Standing Committees, 200 Copies H.B. No 11, 200 Copies H.B. No 12, 200 Copies H.B. No 14, 200 Copies H.B. No. 15, 200 Copies H.B. No. 16, 200 Copies H.B. No. 17 as correctly printed

J. Surles,
Chairman

Mr Ransom introduced the following resolution!

Resolved, that legislation be classified and the subject of each class be referred to an appropriate standing committee and that the several committees prepare bills and report the same to this House within the first fifty days of the present session and that the following be the classification and the subjects mentioned be referred to the Committees; to wit

[illegible] or repealed

[illegible] the Constitutional [illegible]

To the Judiciary Committee: The manner and time of holding courts, both supreme, district and county courts and the practice therein. Manner of changing venue in civil and criminal cases. To prescribe the power of supreme court over inferior ones. To draft the law contemplated by sections forty, forty-one and forty two of article five of the constitution, concerning bribery and corruption To provide for the jurisdiction of county and justice courts. To prescribe the duties of the clerk of supreme, district and county courts To provide for costs of arbitration contemplated by section three of article eighteen of the constitution. Also, impeachments and removal from office Also, exemptions and homesteads.

To the Committee of Ways and Means The legislation contemplated by sections sixteen and seventeen of article four of the constitution. Also fees collected by executive officers, and how such fees shall be paid into the state treasury. Also the legislation contemplated by article ten of the constitution, concerning revenue Also as to how the state treasurer shall keep the public money Also prescribing the duty and compensation of the county and state boards of equalization.

To the Committee of Elections: Contested elections and election law, and the classification of senators and the law for casting lots for the two and four years' term. Also for providing for electing a representative in congress and presidential electors, and for submitting the question of female suffrage and the educational qualification of electors, and for a separate judicial election.

To the Committee on Fees and Salaries The fees and compensation of all officers in the executive, judicial, and legislative departments, and also county officers.

To the Committee on Education: Prescribing the duty of the regents of the university, and the laws relating to educational, reformatory and penal institutions. Also prescribing the duties and powers of the board of education, and uniform system of schools in the state.

To the Committee on Mines and Mining: The law providing for the office of commissioner of mines and fixing his salary and prescribing his duties. Also for providing for the proper ventilation of mines, construction of escapement shafts, etc., prohibiting the employment in mines of children under twelve years of age. Also for the drainage of mines. Also to provide that the science of mining and metallurgy may be taught in one or more of the institutions of learning in the state.

To the Committee on Immigration: The law providing for taking an enumeration of the inhabitants of the state.

To the Committee on Public Lands: Prescribing the manner of selling public lands, and the duties and compensation of state board of land commissioners.

To the Committee on State Institutions and Public Buildings: Prescribing the number and duties of the officers of the general assembly and manner of letting contracts for rooms, stationery, etc., for legislative, executive and judicial departments. Also to provide for the management and support of university, agricultural college, school of mines, and deaf mute institute. Also, the state seal.

To the Committee on Federal Relations: Legislative apportionment. Also, escheated estates, manner of accepting and controlling the same and grants, gifts and devices for educational purposes.

To the Committee on Agriculture: Forest culture and the protection thereof, and the law contemplated by section seven of article eighteen of the constitution.

To the Committee on Incorporations: The reporting of a law contemplated by section fourteen of article fourteen of the constitution. And the committee recommended that the committee on incorporations thoroughly revise the present law concerning corporations, and embody such revision in one bill.

To the Committee on Counties and County Lines: The preparation of a law contemplated by section fifteen of article fourteen of the constitution, regulating the compensation of county and precinct officers.

To the Committee on Irrigation: The preparation of a law to prevent the introduction, manufacture or sale of spurious, poisonous or drugged spirituous liquor, prohibition of lotteries, and the law authorizing county commissioners to fix the price of water used for irrigation.

To the Committee on Military Affairs—The law providing for the safe keeping of military arms.

To the Committee on Printing—The subject of printing the laws in Spanish and German.

The committee also recommend that in the preparation of these various laws the respective committees consider the existing laws (if any there be) pertaining to the same subject matter, and embody in the bills to be reported so much of the present law as in their judgment is applicable, to the end that when these laws are passed by the general assembly they will be complete in themselves, without reference to any other statute on the subject.

D. C. Beckwith, Chairman.

Mr Ransom moved that the resolution be referred to the Judiciary Committee with instructions to report tomorrow morning

Which motion prevailed

Mr Lake introduced H.B.

No 19. a bill for an act providing for the sale of unclaimed lots and parcels of land in the City of Black Hawk, and to repeal Sec. 2 of an act for the relief of the city of Black Hawk, approved February 9. A.D. 1876

Which was read a first time

Mr. Irwin introduced H.B. No 20, a bill for an act to repeal an act entitled an act concerning costs in criminal cases, Approved February 7. 1876

Which was read a first time

H.B. No. 12, an act to establish and create the County of Ouray, was read a second time,

And referred to the Committee of the whole,

H.B. No. 14, a bill for an act concerning fences and enclosures in Conejos County and in other counties under certain circumstances, Approved February 12, 1874

Was read a second time,

Mr Halsted moved that H.B. No. 14. be referred to some Standing Committee of the House,

Which motion prevailed

And H.B. No 14. was referred to the Committee on Stock.

H.B. No. 15. a bill for an act to prevent the owners of irrigating ditches from allowing water to run in them excepting at certain seasons of each year,

Was read a second time,

Mr Phelps moved that H.B. No 15. be referred to the Committee on Irrigation,

Which motion prevailed,

H.B. No. 16 a bill for an act to prevent "Round Ups" being held in the County of Boulder and a portion of Weld County,

Was read a second time,

Mr Helm moved that H.B. No 16. be referred to the Committee on Stock,

Which motion prevailed.

H.B. No. 17. a bill for an act to provide for the better security of life and property from the dangers of coal and petroleum oils

Was read a second time,

Mr McIntyre moved that H.B. No 17. be referred to the Committee on State Institutions,

Which motion was lost,

Mr Ransom moved that it be referred to the Committee on Manufactures,

Which motion prevailed

The following message was received from the Senate;

State of Colorado.
Senate Chamber
Nov 22nd 1876

To the Honorable
The House of Representatives
of the State of Colorado.

I am instructed to inform your Honorable body that the Senate has indefinitely postponed the consideration of "H.B. No 5, A Bill for an act to prescribe the manner in which bills containing an emergency shall be passed and enrolled"

The same is herewith returned

Respectfully
Geo T. Clark
Secy of the Senate

Mr Helm moved that the House do now take a recess until 2 o'clock this afternoon,

Which motion prevailed,

And at eleven o'clock and five minutes the House took a recess.

The House was called to order at 2 o'clock by the Speaker.

Mr McIntyre moved that

the House do now go into committee of the whole for the consideration of H.B. No. 12.

Which motion prevailed

And the House resolved itself into Committee of the whole for the consideration of

H.B. No 12. a bill for an act to create and establish the county Ouray,

With Mr G. W. Wilson in the chair,

After some time spent therein the Committee arose and through its Chairman made the following report;

Mr Speaker

The committee of the whole House to whom was referred H.B. No. 12. a bill for an act to create and establish the County of Ouray, have had the same under consideration and report it back to the House, with ~~one~~ amendments and recommend that as amended it do pass

Respectfully
Geo. W. Wilson
Chairman

The report of the committee of the whole was agreed to,

Mr Phelps moved that the bill be ordered engrossed for a third reading

Which motion prevailed

Mr McIntyre moved that the amendments to H.B. No 12 as submitted by the Committee of the whole, be printed,

Which motion was lost,

Mr Phelps introduced the following resolution and moved its adoption!

~~Ordered~~ Resolved that it be declared the sense of this House that the amendments as reported to House bill No. 12 from the Committee of the whole are not substantial amendments required by the Constitution to be printed, and that the same be not printed,

The "yeas" and "nays" were demanded and had, with the following result,

Gentlemen voting in the affirmative were:

~~ADAM~~S, ALBERTS, ~~ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN~~, GRIFFIN, ~~HELM, IRWIN, KITTREDGE, KRUSE, LAKE~~, LANGFORD, ~~LARAGOITE, LEONARD, LORD~~, LUTHER, ~~MAYER~~, MARSHMAN, ~~McBROOM, McDERMITT~~, McINTIRE, ~~McMURRAY, MOREHOUSE, MOSS, PATTEN~~, PHELPS, ~~PIERCE~~, RAINEY, ~~RAND, RANSOM~~, SCHINNER, ~~SEIBER, SIMMONS~~, SMITH, ~~STOKES~~, SURLES, ~~VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 10

Gentlemen voting in the negative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, ~~GRIFFIN~~, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, ~~LANGFORD~~, LARAGOITE, LEONARD, LORD, ~~LUTHER, MAYER, MARSHMAN, McBROOM~~, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, ~~PHELPS, PIERCE, RAINEY~~, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, ~~SMITH~~, STOKES, ~~SURLES~~, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 32

Absent and not voting

Messrs Canfield, Carlile, Mayer, McBroom, McMurray, Moss, Pierce,

And so the motion to adopt the resolution was lost,

Mr Green moved that the vote by which the motion to print amendments to H.B. No. 12, was lost, be reconsidered,

Mr Phelps moved that the motion to reconsider be laid on the table,

Which motion was lost,

The question recurring upon the motion to reconsider,

The motion prevailed.

The question then being upon the motion to print amendments to House Bill No 12 as submitted by the Committee of the whole,

The motion prevailed,

The following messages were received from the Senate:

State of Colorado
Senate Chamber
Denver Nov 23d 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate, has passed S.B. No. 3. a bill for an act to provide for canvassing the votes cast at the last general election for Regents of the University

The concurrence

of your Honorable body is respectfully requested.

The same is herewith transmitted

Respectfully,

Geo T Clark

Secy of the Senate,

State of Colorado

Senate Chamber

Denver Nov. 22nd 1876

To the Honorable

The House of Representatives

of the State of Colorado

I am instructed to inform your Honorable body that the Senate has receded from its amendments to H.B.R. No 4, as follows - Strike out the word obtainable on the 9th line, and insert the words, "Now the property of the State." Also has receded from its amendments as follows, Add after the word Houses in the last line "And that the Secretary of State be requested to interview the members of the Supreme Court and procure a modification of the Supreme Court Rules so as to enable the General Assembly to have the full benefit of the Supreme Court Library.

Also that the Senate

refuses to recede from the following amendment to said Resolution — to wit;

"The Secretary of State is hereby authorized to procure 10 Copies of the Session Laws of '70 for the use of the Senate and 15 Copies of the said Session Laws for the use of the House of Representatives —

H.C.R. No. 4 with its several amendments is herewith transmitted

Respectfully
Geo. F. Clark
Secy of the Senate

Mr Helm moved that the House do now adjourn,

Which motion prevailed

And the House adjourned to 10 a.m. tomorrow. Nov 23rd 1876

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Ninetieth Day.

Nineteenth Day

Thursday Nov 23, 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, ~~MAYER~~, MARSHMAN, ~~McBROOM~~, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 45

Being a quorum of the House.

Absent Messrs, Mayer, McBroom, McMurray and Stokes — 4

Journal of the previous days session was read and approved,

Mr Stokes was excused from attendance upon this morning session of the House,

The committee on Enrollment presented the following report,

Mr Speaker

Your Committee on Enrollment have examined substitute for House Bill No, 2. a bill for an act to prescribe the number, duties and compensation of the Officers and employees of each House of the General Assembly, and find the same correctly Enrolled,

A. A. Smith Chairman

The committee on Stock presented the following report;

Mr Speaker

Your Committee on Stock to whom was referred House Bill No 14 beg leave to report the same back to the House, with the recommendation that it be indefinitely postponed

A D Wilson

Chairman

The committee on Engrossment presented the following report;

Mr Speaker

Your Committee on Engrossment, to whom was referred H. B. No. 12, have examined the same and find it correctly engrossed, as amended.

Respectfully submitted

N. C. Alford

Chairman

The Committee on Appropriations and Expenditures presented the following report;

Mr Speaker

The Committee on Appropriations and Expenditures to whom was referred H.B. No. 9. have had the same under consideration and report it back to the House with the recommendation that it

do not pass.

A. Leonard,
Chairman

The Committee on the Judiciary presented the following report,

Mr Speaker

Your Committee on the Judiciary to whom was referred the resolution in regard to classifying legislation have had the same under consideration, and report it back with the recommendation that it be adopted.

A. C. Phelps
Chairman

The following Message was received from the Senate,

State of Colorado
Senate Chamber
Denver Nov 23d 1876

To the Honorable
The House of Representatives
of the State of Colorado,

I am instructed to inform your Honorable body that the Senate has appointed as a Committee on the part of the Senate under Substitute for House Concurrent Resolution No 3, relating to Constitution and Laws — Messrs Bennet and Haynes —

Respectfully
Geo. T. Clark
Secy of the Senate

Mr Kittredge introduced
H.B. No. 21, a bill for an act to extend the right of suffrage to women of lawful age and otherwise qualified as provided in Section 1 of Art. 7 of the State Constitution.

Which was read a first time.

Mr A. D. Wilson moved that H.B. No. 21, be not printed until returned from a Standing Committee of the House.

Which motion prevailed.

Mr Phelps introduced
H.B. No 22, a bill for an act to repeal all existing laws in relation to the organization, jurisdiction, powers, proceedings and practice of the County courts of the State of Colorado, and to enact other provisions in lieu thereof.

Which was read a first time.

Mr Langford moved that the rules be suspended and that H.B. No. 22 be referred to the Committee on the Judiciary at this time.

Which motion was lost.

Mr Marshman introduced
H.B. No. 23 an act to repeal

an act entitled an act to amend Chapter 59. of the revised statutes of Colorado Territory entitled "Marriages" and for other purposes, Approved February 9. 1876, and to enact other provisions in lieu thereof

Which was read a first time,

Mr Moorhouse moved that the rules be suspended, and that H.B. No 23 be referred at this time,

Which motion prevailed,

Mr Saragoite moved that H.B. No 23, be referred to the Committee on Federal Relations,

Mr Marshman moved as a substitute that the bill be referred to the Judiciary Committee

Which motion prevailed

Mr Marshman moved that H.B. No, 23. be not printed until after returned from Committee,

Which motion prevailed

The members of the Joint Committee on enrollment were excused from attendance upon this morning session of the House,

Mr Pierce was granted leave of absence until 2 o'clock this afternoon,

S.B. No 3, a bill for an act to provide for canvassing the votes

cast at the last General Election for Regents of the University,

Was read a first time,

H.B. No. 19, a bill for an act to provide for the sale of unclaimed lots and parcels of land in the city of Black Hawk, and to repeal Sec. 2 of an act for the relief of the city of Black Hawk, Approved February 9th 1876

Was read a second time,

Mr Phelps moved that H.B. No. 19. be referred to a Standing Committee of the House,

Which motion prevailed,

And the bill was referred to the Committee on Corporations,

H.B. No 20. a bill for an act to amend an act concerning costs in criminal cases,

Was read a second time,

Mr Simmons moved that H.B. No. 20. be referred to the Judiciary Committee.

Mr Phelps moved as a substitute that the bill be referred to the Committee on Fees and Salaries,

Which motion prevailed,

H.B. No. 12, a bill for an act to create and establish the County

of Ouray.

Was read a third time

Mr Adams moved that further consideration of H.B No. 12, be made a special order for 11 o'clock next Saturday morning, November 25. 1876.

Which motion prevailed,

The joint Committee on Enrollment presented the following report:

Mr Speaker

Your joint Committee on Enrollment have examined Substitute for H.B. No 2. "a bill for an act to prescribe the number, duties and compensation of the Officers and Employees of each House of the General Assembly" and find the same correctly enrolled

Geo. W. Wilson,

Chairman on the part of the House of Joint Committee on Enrollment

The committee on printing presented the following report:

Mr Speaker:

The committee on Printing report H.B. No 19. H.B. No. 20. and amendments to H.B No. 12. correctly printed

J. Surles Chairman

At eleven o'clock and thirty minutes the Speaker, in the presence of the House, signed

Substitute for H.B. No. 2 a bill for an act to prescribe the number, duties and compensation of Officers and Employees of each House of the General Assembly.

Mr Rand called up the message from the Senate, in relation to amendments to H.C.R. No 4.

Mr Rand moved that the House recede from its amendments to H.C.R. No. 4. requesting the Secretary of State to furnish 74 Copies of the Session laws of 1870 for the use of the General Assembly.

Which motion was lost,

Mr Marshman moved that the House insist upon its amendment and ask for a committee of conference,

The "ayes" and "noes" were demanded, and had, with the following result

Gentlemen voting in the affirmative were:

~~ADAMS~~, ~~ALBERTS~~, ALFORD, ~~ARCHULETA~~, CANFIELD, ~~CHACON~~, ~~CHAVES~~, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, ~~MAYER~~, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, MOSS, ~~PATTEN~~, ~~PHELPS~~, ~~PIERCE~~, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER.~~ 24

Gentlemen voting in the negative were:

ADAMS, ALBERTS, ~~ALFORD~~, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, ~~CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD~~, LARAGOITE, ~~LEONARD~~, ~~LORD~~, ~~LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS~~, PATTEN, PHELPS, ~~PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER. 11

Gentlemen absent and not voting were:

Mayer, McMurray, Pierce, Stokes 4

And so the motion to insist and ask for a Committee of Conference prevailed.

Mr Rand moved that the House do now adjourn to 2 PM today

Which motion prevailed

And the House adjourned to 2 o'clock this afternoon

House met at 2 P.M.

Speaker in the chair.

~~Prayer by the chaplain.~~

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, A~~RCHULETA~~, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, L~~ARAGOITE~~, LEONARD, LORD, LUTHER, ~~MAYER~~, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIGIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER. 42

Being a quorum of the House.

Absent Messrs Archuleta, Laragoite, Mayer, Moss, McMurray, Vigil, Young — 7

Mr Smith moved that the committee on Enrollment be authorized to employ an assistant Enrolling Clerk,

Mr Irwin moved as an amendment that the Enrolling Clerk be authorized to

appoint an assistant,

Mr Simmons moved as an amendment that the House proceed to the Election of an assistant Enrolling Clerk,

Mr Phelps moved that the further consideration of the subject of appointment or election of assistant Enrolling Clerk, be postponed until two weeks from this day,

And demanded the "ayes" and "noes" on his motion

The "ayes" and "noes" were had with the following result,

Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, ~~HELM, IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, ~~LUTHER, MAYER~~, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE, McMURRAY, MOREHOUSE, MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIJIL~~, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. 35

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN~~, HELM, IRWIN, ~~KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD~~, LUTHER, ~~MAYER, MARSHMAN, McBROOM, McDERMITT~~, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH~~, STOKES, ~~SURLES, VIJIL~~, ~~WATTS~~, WILKINS, ~~WILSON, A. D., WILSON, GEO. W., YOUNG~~, MR. SPEAKER. – 8

Gentlemen absent and not voting were:

Archuleta, Laragoite, Mayer, McMurray, Moss, Vijil – 6

And so the motion to postpone prevailed.

Mr Helm moved that the

House proceed to the consideration of the resolution in relation to the appointment to the Standing Committee of the House of subjects for legislation, together with the report of the Judiciary on the resolution,

Which motion prevailed,

Mr Ransom moved that the resolution be adopted,

Which motion prevailed,

The following message was received from the Senate:

State of Colorado
Senate Chamber
Denver, Nov 23d 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate has assented to the request of your Honorable body to appoint a Committee of Conference on H.C.R. No. 4 and has appointed on the part of the Senate, Mr Butters

Respectfully
Geo F Clark
Secy of the Senate

The Speaker appointed Messrs Helm and Moorhouse as the members on the part of the House of the Committee

of Conference on H.C.R. No. 4.

The report of Committee on Appropriations and Expenditures on H.B. No. 9, was called up.

Mr Phelps moved that H.B. No. 9 be recommitted to the Committee on Appropriations and Expenditures, with instructions to report the facts,

Which motion was lost.

Mr Pierce moved that the vote by which the motion to recommit H.B. No. 9 to the Committee on Appropriations and Expenditures was lost, be reconsidered,

Which motion prevailed,

The question recurring upon the motion recommit to the Committee on Appropriations and Expenditures with instructions to report the facts

The motion prevailed

The Judiciary Committee presented the following report;

MR. SPEAKER:

Your Committee on the Judiciary to whom was referred H.B. No 11. a bill for an act to provide for the holding of one or more terms of the Supreme Court of the State of Colorado annually and to make certain regulations incident thereto have had the same under consideration, and report it back with the recommenda-

tion that it be amended as follows; first, in the title of the bill, strike out the word "one" and insert the word "two"; second, amend the first Sec. by striking out the word "first Tuesday of March and the other on the first Tuesday of October," and insert in lieu thereof the words following to wit; "second Tuesday of ~~Chairman~~ March and the other on the third Tuesday of September".

A C Phelps
Chairman

Mr Phelps moved that the report be adopted,

Which motion prevailed

Mr Phelps moved that the House do now adjourn,

Which motion prevailed

And the House adjourned to 10 A.M. tomorrow Nov 24th 1876

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Twentieth Day.

Twentieth Day

Friday November 24th 1876

House met at 10 A.M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER, MAYER~~, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.

Being a quorum of the House.

Absent Members:

Luther, Mayer,

McMurray, — 3

Journal of the previous days session was read and approved.

Mr Irwin asked that Mr Mayer be granted leave of absence for two weeks,

Mr A D Wilson moved that leave of absence be granted,

Which motion prevailed.

Mr Lake was excused from attendance upon to-days session of the House.

Mr Luther was granted leave of absence from day to day on account of sickness.

The committee on Corporations presented the following report;

Mr Speaker:

Your Committee on Corporations to whom was referred H. B. No. 19 have had the same under consideration, and report it back with the recommendation that it be passed.

J C Hale
Chairman

The Committee on Printing presented the following report:

Mr Speaker:

The Committee on Printing report H.B. No. 22 also amendments to H.B. No. 11. correctly printed.

J Surles
Chairman

The Joint Committee on Enrollment presented the following report:

Denver Nov 24th 1876

Mr Speaker

Your Joint Committee on Enrollment beg leave to report that they have presented Substitute for H.B. No. 2 "An Act to prescribe the number, duties and compensation of the Officers and Employees of each House of the General Assembly" to the Governor for his approval at 2.50 o'clock P.M. November 23d A.D. 1876.

Geo W Wilson
Chairman on the part

of the House of Joint Committee on Enrollment,

The Committee on Appropriations and Expenditures presented the following report:

Mr Speaker:

The Committee on Appropriations and Expenditures to whom was referred H.B. No. 9. "A bill for an act for the relief of certain citizens of Arapahoe County" have had the same under consideration and beg leave to report that we find that the larger portion of the amount claimed are amounts that were discounted from the bills, of several parties therein specified, by the Auditing Committee of the Constitutional Convention. Your Committee presumes that the said Auditing Committee having all the facts before them, and being fully aware of the nature of all claims submitted to them acted justly in discounting said bills, at least it was so thought by the Constitutional Convention as it ratified the action of its Committee.

It seems unwise to your Committee to go behind the action of said Auditing Committee, for if it is done in one instance and in behalf of one person, this General Assembly may be called upon to investigate the justness of said Committee in its action upon every claim or bill that

was presented to the Constitutional Convention. Your Committee finds that the balance of the claim is for printing the call for the Constitutional Convention, and your committee finds that the proprietor of one of the papers had an order from the Secretary of the Territory to print it, and that the Secretary of the Territory paid him for so doing. But in the case of the other two parties, who have at this time presented their claim, we find that they have nothing to show that they ever had any order from the Secretary of the Territory to print the call, and therefore it seems questionable whether they have any just claim on the State for printing the call. Your Committee therefore recommends that the bill be indefinitely postponed

Respectfully

A Leonard

Chairman

The Committee of Conference on H.C.R. No. 4 presented the following report;

Mr Speaker;

The Committee of Conference to whom was referred the question of considering what the number of Copies of the Session Laws of 1870 shall be procured for this General Assembly have had the subject under consideration, and

beg leave to recommend that there be procured for the use of the Senate 15 Copies and for the use of the House 35 Copies of the same

J. C. Helm
P. E. Morhouse
Members of Committee from the House

Mr Phelps moved that the report of the Conference Committee be adopted,

Which motion prevailed

Mr Morhouse introduced H.B. No. 24. an act to prohibit and punish the importation, manufacture and sale of adulterated, imitation and poisonous liquors, and creating a Commissioner of Excise, and prescribing his duties,

Which was read a first time,

Mr Surles introduced H.B. No. 25 a bill for an act to repeal an act entitled an act concerning costs in certain cases, Approved February 11. A.D. 1876.

Which was read a first time

Mr Adams introduced H.B. No. 26. a bill for an act to amend Chapter 13. Entitled "Chancery", of the revised statutes of Colorado,

Which was read a first time

Mr Simmons introduced

H.B. No. 27, a bill for an act in relation to an adopted Child of Robert Pooley and Charity Pooley

Which was read a first time

Mr Morehouse moved that the rules be suspended and that H.B. No. 24. be referred to the Committee on Irrigation at this time, and that it be not printed until after reported upon by said Committee

Which motion prevailed.

Mr Pierce moved that the rules be suspended and that H.B. No. 25, and H.B. No. 26. be referred at this time, and that they be not printed until after being returned ~~by~~ to the House,

Which motion prevailed and

H.B. No. 25 was referred to the Committee on Mines and Mining and

H.B. No 26. was referred to the Committee on the Judiciary

Mr Phelps moved that the rules be suspended, and that H.B. No. 27 be referred at this time to some Standing Committee of the House

Which motion prevailed

And H.B. No. 27. was referred

to the Committee on the Judiciary.

The following message was received from the Senate:

State of Colorado
Senate Chamber
Denver Nov 7th 1876.

To the Honorable
The House of Representatives
of the State of Colorado.

I am instructed to inform your Honorable body that the Senate requests that your Honorable body recede from your amendment to Senate amendment to H.C.R. No. 4 and adopt the amendment recommended by the Committee of Conference to wit: to amend the resolution so as to read "to procure 60 Copies of the Session laws of 1870, 35 for the use of the House and 15 for the use of the Senate.

H.C.R. No. 4 is herewith transmitted

Respectfully
Geo. F. Clark
Secy of the Senate

S. B. No. 3. a bill for an act to provide for Canvassing the votes cast at the last General Election for Regents of the University

Was read a second time

Mr Helm moved that S.B.

No. 3 be referred to the Committee on Elections,

Which motion prevailed

H.B. No 21, a bill for an act to extend the right of Suffrage to women of lawful age, and otherwise qualified as provided in Sec 1. of Art. 7 of the State Constitution

Was read a second time

Mr Phelps moved that H. B. No. 21, be referred to the Committee on Elections, and that it be ordered printed,

Which motion prevailed.

Mr Phelps was granted leave of absence until 2 o'clock this afternoon,

H.B. No. 22, a bill for an act to repeal all existing laws in relation to the organization, jurisdiction, powers, proceedings and practice of the County Courts of the State of Colorado, and to enact other provisions in lieu thereof.

Was read a second time,

Mr Rand moved that H.B. No. 22, be referred to the Committee on Counties and County lines,

Which motion prevailed

Mr Smith was excused from attendance upon this morning's session of the House,

The Joint Committee on Legislation presented the following report;

Mr Speaker

The Joint Committee appointed to consider what legislation is necessary during the present Session and make recommendations from time to time in connection therewith, beg leave to submit the following suggestion.

First; That the corresponding Committees of the two Houses to whom have been referred similar subjects act jointly in considering the same, dividing the work in connection therewith as they shall deem best; And to this end that the Chairman of said Committees agree upon and call a meeting of Conference between their respective Committees; Said meeting to take place during the present week.

Second; That in the preparation of bills, the Committees or individuals drawing the same consider the existing laws pertaining to the same subjects and embody in their respective bills so much of the present law or laws as they may deem applicable. So that the laws passed by this ~~House~~ General Assembly shall be complete in themselves without reference to any former Statute on the subject.

J. C. Helm }
A. C. Phelps } Committee

Mr Ransom moved that the report be adopted,

Which motion prevailed,

The message from the Senate in relation to report of Conference Committee on H.C.R. No. 4 was called up,

Mr Helm moved that H.C.R. No. 4 be amended as recommended by the report of the Conference Committee so as to read as follows; "to procure 50 Copies of the Session Laws of 1870, 35 for the use of the House and 15 for the use of the Senate,"

Which motion prevailed.

Mr Krause moved that the House do now take a recess until 2 P.M. to-day,

Which motion prevailed

And at eleven o'clock and forty two minutes the House took a recess,

House was called to order at 2 P.M. by the Speaker;

The Committee on Elections and Apportionments presented the following report;

Mr Speaker;

Your Committee on Elections and Apportionments to whom was referred Senate Bill No. 3, for an act to provide for canvassing the votes for Regents

of the University of Colorado have had the same under consideration, and report it back with the recommendation that it be passed.

H. J. Kruse,
Chairman

Mr Carlile was excused from attendance upon this afternoons session of the House.

Mr Phelps moved that the House do now go into Committee of the whole for the consideration of General Orders

Which motion prevailed

And the House resolved itself into Committee of the whole for the consideration of General Orders

With Mr Prine in the Chair.

After some time spent therein the Committee arose and through its Chairman presented the following report;

Mr Speaker;

The Committee of the whole House to whom was referred "H.B. No. 11." a bill for an act to provide the Holding of two or more terms of the Supreme Court of the State of Colorado, annually and to make certain regulations incident thereto" have had the same under consideration and report it back to the House and recommend

that the bill be engrossed and put upon its third reading.

Also

S.B. No. 3. a bill for an act to provide for Canvassing the vote cast at the last General Election for Regents of the University and report it back to the House, and recommend that it be put upon its 3rd reading.

Also

H.B. No-19. A bill for an act to provide for the sale of unclaimed lots and parcels of land in the City of Black Hawk, and to repeal Sec. 2 of an act for the relief of the City of Black Hawk, Approved Feby 9. 1870, and report it back to the House, and recommend that it be considered engrossed, read a third time and put on its final passage

Respectfully
W H Pierce
Chairman

The report of the Committee of the whole was agreed to.

Mr Lake moved that H.B. No. 19 be read a third time and put upon its final passage now

Which motion prevailed

H. B. No. 19. a bill for an act to provide for the sale of ~~certain~~ unclaimed lots and parcels of land in the city of Black Hawk, and to repeal Section 2, of an act for the relief of the City of Black Hawk, Approved July, 9. 1876,

Was read a third time,

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, ~~GOTTHIELF~~, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, ~~SMITH, STOKES~~, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 38

~~Gentlemen voting in the negative were~~:

Gentlemen voting in the negative were; Ransom and Vijil

Gentlemen absent and not voting were;

Archulita, Carlile, Gottlieb, Luther, McMurray, Moss, Pierce, Smith, Stokes 9

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

Mr Moorhouse moved that the House do now adjourn,

Which motion was lost

Mr Caufield moved that the House do now adjourn to 10 a.m. Monday next,

Which motion prevailed

And the House adjourned to Monday next, November 29, 1876 at 10 o'clock in the forenoon

House Journal
of the
General Assembly
of the
State of Indiana.

First Session.

Twenty-first Day.

Twenty-first Day

Monday November 27th 1876

House met at 10 A.M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names;

~~ADAMS~~, ALBERTS, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER.

Being a quorum of the House.

Absent Messrs

Adams, Canfield, Luther McMurray, Moss Schinner, Stokes, Young — 8

Journal of the previous days Session was read and approved.

Messrs Schinner, Irwin and Stokes were excused from attendance upon to days Session of the House, and Mr Adams was granted leave of absence from day to day.

Mr Irwin presented the following communication;

Denver Colo. 27th Nov 1876

To the Honorable

The House of Representatives

of the State of Colorado

Mr Speaker and Gentlemen —

I respectfully request

that Mr Irwin be permitted to act for me, and in my place, on all the Committees on which I have been appointed during my absence.—

John Moss.

Mr Langford moved that the request be granted.

Mr A. D. Wilson moved that the communication be laid on the table, and that the Speaker be instructed to fill the vacancies in committees occasioned by the absence of Mr Moss.

Which motion prevailed.

Mr McMurray was granted further leave of absence.

Mr Surles presented the petition of citizens of Grand county asking for the division of said county, and the formation of the county of Routt.

Mr Helm moved that the petition be referred to the committee on counties and county lines.

Which motion prevailed.

The Judiciary Committee presented the following report,

Mr Speaker:

Your Committee on the Judiciary to whom was referred House Bill No 23, have had the same under consideration, and report—

a Substitute for the said bill which is herewith transmitted and recommend that the substitute be considered in place of the original, and that the substitute be ordered printed and placed on file for consideration in Committee of the Whole House.

A. C. Phelps
Chairman

The Committee on Printing presented the following report:

Mr Speaker:

The Committee on Printing report H.B. No. 21, correctly printed.

J. Sunles,
Chairman

The Committee on Fees and Salaries presented the following report:

Mr Speaker:

Your Committee on Fees and Salaries to whom was referred House Bill No. 8 have had the same under consideration and report a Substitute for the same and recommend that it do pass

T. H. Simmons
Chairman

Mr Sunles introduced

H.B. No. 28. a bill for an act to create and establish the county of Routt,

Which was read a first time.

Mr Simmons moved that the rules be suspended, and that H.B. No. 28, be referred to the Committee on Counties and County Lines, and that it be not printed until returned to the House

Which motion prevailed.

Mr Helm introduced

H.B. No. 29, a bill for an act to repeal the existing laws relating to the Deaf Mute Institute of the State of Colorado, and enact other provisions in lieu thereof.

Which was read a first time.

Mr Moorhouse moved that the rules be suspended and that H.B. No. 29, be referred to the Committee on State Institutions and be not printed, until returned to the House,

Mr Kittredge moved as an amendment that the bill be ordered printed

Which motion was lost.

The question incuring upon the motion to suspend the rules and refer the bill at this time, and that it be not printed until after being returned to the House,

The motion prevailed.

At 11 o'clock and five minutes Mr McIntyre called up Special Order, being H.B. No. 12, a bill for an act to create and establish the County of Ouray.

Mr Helm moved that further consideration of H.B. No. 12, be postponed until 11 A.M. tomorrow,

Mr Phelps moved as a substitute that H.B. No. 12 be made a Special Order for 2 o'clock this afternoon,

Which motion prevailed

Mr Helm moved that Substitute for H.B. No. 8 and Substitute for H.B. No. 23. be ordered printed,

Which motion prevailed

S.B. No. 3, a bill for an act to provide for canvassing the votes cast at the last general election for Regents of the University

Was read a third time

The question being upon the passage of the bill, the "Yeas" and "Nays" were had,

Gentlemen voting in the affirmative were;

~~ADAMS,~~ ALBERTS, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE, McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIGIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER.— 39

And none in the negative,

Gentlemen absent and not voting were;

Adams, Canfield, Irwin,

Leither, McIntyre, McMurray, Mellows, Schimmer, Stokes, Young, — 10.

A constitutional majority having voted in favor of the passage of the bill,

The bill passed

And the title was agreed to.

The Speaker presented a communication from the Denver Library Association extending to the Members and Officers of the House of Representatives an invitation to visit their rooms,

Mr Helm moved that the House do take a recess until 2 P.M. today,

Which motion prevailed

And at 11 o'clock and 30 minutes the House to a recess.

House was called to order at 2 P.M. by the Speaker

The Special Order for that hour, being H.B. No. 12. a bill for an act to create and establish the County of Ouray, was taken up.

Mr McIntyre moved that the first Section of the bill be amended by striking out the words "Fork of Poughkeepsie" where they occur in fourth line and insert the words "Mineral Creek" in lieu thereof; Also strike out the word "Fork" where it occurs in the sixth line,

and insert in lieu thereof the word "Gulch",

Which motion prevailed

Mr Phelps moved that H.B. No. 12, be now put upon its final passage,

The Chair ruled that the motion was out of order, as the amendments made were substantial and must be printed before final action is taken.

Mr Phelps appealed from the decision of the Chair,

The question then being shall the decision of the chair stand as the decision of the House,

The chair was sustained,

Mr McIntyre moved that H.B. No. 12 be made a Special order for tomorrow, and that the amendments be printed,

Which motion prevailed

The Judiciary Committee reported verbally upon H.B. No. 29, and introduced H.B. No. 30, a bill for an act to provide in what manner the names of parties may be changed, and such parties be declared the heirs at law of other persons, and to repeal all existing laws relating to the same subject,

As a Substitute for H.B. No. 29, and recommended the passage of H.B. No. 30

H.B. No. 30 was read a first time

Mr A.D. Wilson moved that the rules be suspended, and that H.B. No. 30 be committed, and that it be not printed until returned from the Committee

Which motion was lost

Mr Phelps moved that the House do now adjourn to 11 a.m. tomorrow

Which motion prevailed

And the House adjourned to 11 o'clock tomorrow forenoon, Nov 28th 1876

House Journal
of the
General Assembly
of the
State of Louisiana.

First Session,

Twenty-Second Day.

Twenty-Second Day

Tuesday November 28th 1876

House met at 11 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 44

Being a quorum of the House.

Absent Messrs. Mansfield, Luther, Moss, Schinner, Stokes, — 5

Journal of the previous days session was read and approved.

The Committee on Engrossment presented the following report:

Mr Speaker

Your Committee on Engrossment, to whom was referred House Bill No. 11, have examined the same, and find it correctly engrossed as amended.

Respectfully submitted

N. H. Alford

Chairman

The Committee on Printing presented the following report:

Mr Speaker:

The Committee on Printing report H.B. No. 23, H.B. No. 30, and also Substitute for H.B. No. 8 and amendments to H.B. No. 12 correctly printed

J. Surles,
Chairman

The following message was received from the Governor:

State of Colorado
Executive Department
Denver Nov. 27th 1876

Hon Webster D Anthony
Speaker of House of Representatives
Sir:

I have the honor to inform you, that I have signed "Substitute for House Bill No. 2" entitled "An act to prescribe the number, duties, and compensation of employes of each House of the General Assembly" and have placed the same in the hands of the Secretary of State

Very respectfully
John L. Routt
Governor

Mr Helm introduced the following resolution:

Whereas - There remains but a few days within which all bills must be introduced

during the present Session; and it will require the entire time and attention of the members acting in Committee or otherwise, to prepare the laws which it becomes the duty of this Assembly to act upon.

Resolved — By the House of Representatives, That from this date until December 20th there shall be but one meeting of this House each day; that the usual order of the day be dispensed with during said time; and that said daily session be devoted to the introduction, first reading, and reference of bills, reports of the Standing Committees, to giving instructions to Committees concerning the work assigned them, and to such other business as will best promote the speedy preparation and introduction of bills. — Provided that this resolution shall not be construed as applying to bills in connection with which there shall be some special emergency requiring immediate action, nor to resolutions and Communications from the Senate.

Mr Moorhouse moved that the resolution be adopted.

The question being upon the ~~passage of the bill~~, adoption of the resolution
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ~~ARCHULETA, CANFIELD, CHACON, CHAVES~~, CARLILE, ~~ESQUIBEL, GOTTHELF, GREEN, GRIFFIN~~, HELM, IRWIN, KITTREDGE, KRUSE, ~~LAKE~~, LANGFORD, ~~LARAGOITE~~, ~~LEONARD~~, LORD, ~~LUTHER, MAYER, MARSHMAN, McBROOM~~, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS, PATTEN, PHELPS, PIERCE, RAINEY~~, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, STOKES, ~~SUMNER~~, ~~VAIL~~, WATTS, WILKINS, WILSON, A. D., ~~WILSON, GEO. W., YOUNG~~, MR. SPEAKER. 22

Gentlemen voting in the negative were:

~~ADAMS~~, ALBERTS, ~~ALFORD~~, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, ~~GREEN~~, GRIFFIN, ~~HELM, IRWIN, KITTREDGE, KRUSE~~, LAKE, ~~LANGFORD~~, LARAGOITE, LEONARD, ~~LORD, LUTHER~~, MAYER, MARSHMAN, McBROOM, ~~McDERMITT~~, McINTIRE, ~~McMURRAY~~, ~~MOREHOUSE~~, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND, RANSOM, SCHINNER, SEIBER~~, SIMMONS, ~~SMITH~~, ~~STOKES~~, SURLES, VIJIL, ~~WATTS~~, ~~WILKINS~~, ~~WILSON, A. D.~~, WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. 22

Gentlemen absent and not voting were:

Canfield, Green, Luther, Max, Schinner — 5

And so the motion to adopt the resolution was lost.

The following message was received from the Senate:

State of Colorado
Senate Chamber
Denver Nov. 28th 1876

To the Honorable,
The House of Representatives
of the State of Colorado.

I am instructed to inform your Honorable body that the Senate has passed House Bill No. 4 Amended as follows, Amend the title of bill so as to read "A Bill for an act to repeal Sections Sixty-Seven and Sixty Eight of Chapter Fifty and ~~and~~ Sections Six and Seven of Chapter Forty Eight of the Revised Statutes of Colorado relating to the issuing of Executions against the body of a defendent in Civil Actions and to release

persons arrested or imprisoned under any of said Sections so repealed"

In Section 1. between the words "Sixty and Eight" in the first line thereof, read "Seven and Sixty" and add S to the word Section in said line — also strike out the word "repealed" where it occurs first in fifth line — Strike out Sections 2, 3, 4, and 5, and insert in lieu thereof the following Section which shall stand as Section 2 of the Original Bill.

Section 2. It is hereby made the duty of all Sheriffs or Keepers of Jails Constables or other Officers in any County City or town of this State to at once liberate and release from custody or Confinement any person or persons now under arrest or in Jail or other place of Confinement, Arrested, Committed or held in restraint of their liberty on any civil process, whether original or Mesne heretofore issued by any Territorial or State Court or Courts, under and in pursuance of any of the several Sections of any of the Revised Statutes repealed by this act,

Section Six of the Original Bill shall become Section 5. of the amended bill.

H.B. No 4 is herewith transmitted.

Respectfully

Geo. T. Clark

Secy of the Senate

Mr Helm introduced H.C.R. No. 8. In relation to the employment of a clerk by the joint committee on Corporations,

Mr Phelps moved that the rules be suspended and that H.C.R. No. 8, be considered now,

Which motion prevailed,

Mr Phelps moved that H.C.R. No. 8 be adopted,

Which motion prevailed.

Mr. McBroom introduced H.B. No. 81, a bill for an act in relation to marks and brands of flour and other goods

Which was read a first time,

Mr. Patten introduced H.B. No. 82, a bill for an act to repeal Sec. 2 of an act to provide for the further execution of the trust relating to the Town site of the town of Idaho Springs and to regulate the same and provide for a substitute therefor;

Which was read a first time

Mr Pierce introduced H.B. No. 83 a bill for an act for the relief of Robert Y. Force of Arapahoe County,

Which was read a first time

Substitute for H.B. No. 8, a bill for an act to provide for the payment of salaries to Officers of the Executive and Judicial Departments of the State of Colorado,

Was read a second time,

And referred to the Committee of the whole,

Mr Phelps moved that the further proceedings under second reading of bills be dispensed with,

Which motion prevailed

Mr Phelps moved that H.B. No. 11 be read a third time and put upon its final passage,

Which motion prevailed.

And H.B. No. 11 a bill for an act to provide for the holding of two or more terms of the Supreme Court of the State of Colorado, annually, and to make certain regulations incident thereto,

Was read a third time.

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ARCHULETA, ~~CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 45

And none in the negative.

Gentlemen absent and not voting were:

Caufield, Luthy, Moss, Schumer — 4

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the House ordered that the bill should take effect immediately upon its final passage as provided in the emergency clause therein contained.

Mr McIntyre moved that the House do now take up H.B. No. 12 and and put it upon its final passage.

Which motion prevailed.

Mr Green presented a remonstrance signed by citizens of San Juan County against the passage of H.B. No. 12.

Mr A.S. Wilson moved that the House do now adjourn

Which motion was lost

Mr Adams asked to be excused from voting upon the final passage of H.B. No. 12

Mr McIntyre moved that Mr Adams be excused from voting

Which motion was lost

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ARCHULETA, ~~CANFIELD, CHACON, CHAVES~~, CARLILE, ~~ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, ~~KRUSE~~, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD~~, ~~LUTHER~~, ~~MAYER~~, MARSHMAN, McBROOM, ~~McDERMITT~~, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, ~~WILKINS, WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER. 33

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD~~, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE~~, KRUSE, ~~LAKE~~, LANGFORD, LARAGOITE, ~~LEONARD~~, LORD, ~~LUTHER~~, MAYER, ~~MARSHMAN, McBROOM~~, McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE~~, ~~MOSS, PATTEN, PHELPS, PIERCE~~, ~~RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS~~, WILKINS, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 12

Gentlemen absent and not voting were:

Canfield, Luther, Mayer, Schinner — 4

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the House ordered that the bill take effect as provided in the emergency clause therein contained.

Mr Kittredge reported verbally in behalf of the Committee on State Institutions that the Committee desired that H.B. No. 29 be printed

Mr Kittredge moved that H.B. No. 29 be ordered printed.

Which motion prevailed

Mr Kittredge moved that

the House do now adjourn, ;

Which motion prevailed,

And the House adjourned

to 10 a.m. tomorrow Nov 29. 1876.

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Twenty-Third Day.

Twenty-third Day

Wednesday Nov. 29th 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ~~ALFORD~~, ARCHULETA, CANFIELD, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, ~~RAINEY~~, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 43.

Being a quorum of the House.

Absent Messrs

Alford, Carlile, Luther, Moss, Rainey, Schinner — 6.

Journal of the previous days Session was read and approved.

Mr Alford was excused from attendance upon the Sessions of this House from day to day on account of sickness in his family.

Mr Rainy was granted leave of absence until next Friday.

The Committee on Counties and County Lines presented the following report;

Mr Speaker

Your Committee on Counties and County Lines to whom was referred House

Bill No. 22 have had the same under consideration, and a majority of said Committee would report the same back with the recommendation that Sec. 13 and 14 be stricken out, and that in the second line of Sec. "three" strike out the word Six, and insert the word four in lieu thereof

Chas. H. McIntyre
George Rand
R. Irwin

The Committee on Printing presented the following report;

Mr Speaker—

The Committee on Printing report H.B. No. 31, H.B. No. 32 H.B. No. 33 Correctly printed.

J. Sirles
Chairman

The Committees on Education, Irrigation, Stock, Public Lands, and the Select Committee on printing Governors message and accompanying documents, reported verbally upon subjects under consideration by the several Committees named.

Senate amendments to H.B. No. 4, a bill for an act

AN ACT TO REPEAL SECTION SIXTY-EIGHT, OF CHAPTER FIFTY; AND SECTIONS SIX AND SEVEN, OF CHAPTER FORTY-EIGHT, OF THE REVISED STATUTES OF COLORADO, RELATING TO THE ISSUING OF EXECUTION AGAINST THE BODY OF A DEFENDANT IN CIVIL ACTIONS, AND TO ENACT OTHER PROVISIONS IN LIEU THEREOF.

Were taken up.

The Senate amendments were as follows:

FIRST—Between the words "sixty" and "eight," in the first line of the title thereof, insert the words "seven and sixty," and add "s" to the word "section" in said line.

SECOND—In section one, between the words "sixty" and "eight," in the first line thereof, read "seven and sixty," and add "s" to the word "section" in said line.

THIRD—Strike out sections two, three, four and five, and insert in lieu thereof the following section, which shall stand as section two of the original bill:

SECTION 2. It is hereby made the duty of all Sheriffs, or Keeper of Jails, Constable, or other officers, in any County, City, or Town of this State, to at once liberate and release from custody, or confinement, all person or persons now under arrest, or in jail, or other place of confinement, arrested, committed, or held in restraint of their liberty on any civil process, whether original or mesne, heretofore issued by any Territorial or State Court, or Courts, under and in pursuance of any of the several sections of any of the Revised Statutes repealed by this act.

FOURTH—Section six of the original bill shall become section three of the amended

Mr Phelps moved that the House concur in the Senate amendments,

Mr Helm moved that further consideration of Senate amendments to H.B. No. 4. be postponed until such time as the House may hereafter order;

Upon the question of postponement

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ~~ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN~~, HELM, ~~IRWIN, KITTREDGE~~, KRUSE, LAKE, LANGFORD, LARAGOITE, ~~LEONARD~~, LORD, ~~LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE~~, McMURRAY, ~~MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND~~, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, ~~SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. 15

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS, ALFORD~~, ARCHULETA, CANFIELD, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, ~~HELM~~, IRWIN, KITTREDGE, ~~KRUSE, LAKE, LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY, MOREHOUSE, MOSS~~, PATTEN, PHELPS, PIERCE, ~~RAINEY~~, RAND, ~~RANSOM, SCHINNER, SEIBER, SIMMONS~~, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, ~~WILSON, A. D., WILSON, GEO. W., YOUNG~~, MR. SPEAKER. 27.

Gentlemen absent and not voting were:

Alford, Carlile, Luther, Moorhouse, Moss, Rainey, Schinner — 7

And so the motion to postpone was lost.

The question recurring upon the motion to concur,

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD~~, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER~~, MAYER, MARSHMAN, ~~McBROOM~~, McDERMITT, ~~McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN~~, PHELPS, ~~PIERCE, RAINEY~~, RAND, ~~RANSOM, SCHINNER, SEIBER, SIMMONS~~, SMITH, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, ~~WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 14.

Gentlemen voting in the negative were:

ADAMS, ALBERTS, ~~ALFORD~~, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER, MAYER, MARSHMAN~~, McBROOM, ~~McDERMITT~~, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, ~~PHELPS~~, PIERCE, ~~RAINEY, RAND~~, RANSOM, SCHINNER, SEIBER, SIMMONS, ~~SMITH, STOKES, SURLES~~, VIJIL, ~~WATTS, WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 29

Gentlemen absent and not voting were:

Alford, Carlile, Luther, Moss, Rainey, Schinner — 6

A constitutional majority

not having voted in favor of concurring in Senate amendments, the amendments were not concurred in.

Mr Phelps moved that the House concur in the first two of Senate amendments to H.B. No. 4.

The chair ruled that the motion was not in order

Mr Phelps appealed from the decision of the chair,

The question being, shall the decision of the chair stand as the decision of the House,

The chair was sustained,

The Speaker presented the following communication from the Governor and Secretary of State!

State of Colorado
Executive Department
Denver Nov 27th 1876.

Hon. W. D. Anthony,
Speaker of House of Representatives
Sir!

Learning that there are four pages in the employ of your Honorable body, we have to request that one of them may be detailed to act as messenger for our office, there being no provision of law under which we can engage such aid

employé, and being very much in need of such assistance, now make this request, believing the public service will be benefited thereby.

Very respectfully
John S. Routt
Wm M. Clark

Mr Phelps moved that the request be granted, and that Master Voght be detailed to act as Messenger for the Governor and Secretary of State,

Which motion prevailed,

Mr Phelps moved that Messrs Vigil and Alberts be granted leave of absence for fifteen days,

Which motion prevailed

Mr Stokes introduced H.B. No. 24, a bill to provide for the better protection and preservation of game in the State of Colorado,

Which was read a first time,

Mr Seiber introduced H.B. No. 25, a bill for an act to amend an act concerning Notaries Public,

Which was read a first time,

Messrs Simmons and Moorhouse

were granted leave of absence until Monday next at 10. a.m.

Mr Helm moved that the House do now adjourn to Friday next at 10 o'clock in the forenoon,

Which motion prevailed.

And the House adjourned to 10 A.M. Friday next December 1st 1876

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Twenty-fourth Day.

Twenty-fourth Day

Friday, December 1st 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS, ALFORD~~, ARCHULETA, CANFIELD, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, ~~GRIFFIN~~ Griffin, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, ~~MARSHMAN~~, McBROOM, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE, MOSS, PATTEN, PHELPS~~, PIERCE, RAINEY, ~~RAND~~, RANSOM, SCHINNER, ~~SEIBER, SIMMONS~~, SMITH, STOKES, SURLES, ~~VIJIL~~, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 36

Being a quorum of the House.

Absent Messrs.

Alford, Alberts, Carlile, ~~Griffin~~, Marshman, Moorhouse, Moss, Patten, Phelps, Rand, Seiber, Simmons, Vijil, Wilkins — 13.

Messrs. Seiber, Rand, Smith, and Patten, were granted leave of absence until Monday next, Dec. 4. 1876

Mr Speaker Anthony was granted leave of absence for the morning, and

Mr. Helm was called to the chair,

Journal of the previous days session was read and approved.

The Special Committee on Printing the Governors Message and accompanying documents, presented the following:

Report from Joint Committee on printing the Governors Message &c

State of Colorado
Senate Chamber
November 29th 1876

To the President of the Senate and Speaker of the House of Representatives.

The Joint Committee to whom was referred the printing of the Governors Message and accompanying documents, beg leave to report, that they have had the same under consideration, and find that it will make a pamphlet of about 6 x 9 inches containing perhaps 165 pages,

To print bind and stitch 1,000 Copies in the English language will cost — probably — $700.00. 500 Copies in the Spanish language - probably $420.00. Translating into Spanish language - probably $100.00 - Total $1,220.00. Covers will cost 10¢ each in addition to the above.

The Committee would recommend that the Secretary of State be instructed to procure 1000 Copies of the Governors message with its accompanying documents in the English language, and 500 copies in the Spanish language for the use of the General Assembly at the lowest possible rates.

The Committee beg leave

to state that the delay in making the above report is caused by being obliged to wait upon the Secretary of State, whose duty it is to make contracts of this kind, and who could not give us information sooner,

Albert Johnson
Senate

Daniel Ransom, Alva Adams, } House of Representatives

Mr. Ransom introduced

H.C.R. No. 9. In relation to printing Governors Message,

Mr Ransom moved that the rules be suspended and that the resolution be considered now,

Which motion prevailed

Mr Ransom moved that the resolution be adopted,

Mr Mayer moved to amend by striking out that portion providing for printing in Spanish,

Which motion was lost

Mr Ransom moved that the blanks in the resolution be filled by inserting 1000 Copies in English and 500 Copies in Spanish,

Which motion prevailed

The question recurring upon the motion to adopt the resolution as

amended,

The motion prevailed.

The following message was received from the Senate:

State of Colorado
Senate Chamber
Denver Dec 1st 1876

To the Honorable
The House of Representatives
of the State of Colorado,

I am instructed to inform your Honorable body that the Senate has adopted the Report of Joint Committee on Printing the Governor's Message &c, and respectfully request similar action on the part of the House.

Respectfully
Geo. T. Clark
Secy of the Senate,

Mr Mayer introduced
H.B. No 36 an act to establish and provide means for the support of a department to regulate insurance companies doing business in the State of Colorado;

Which was read a first time

Mr Phelps moved that the rules be suspended in order that the bill just read may be committed at this time,

Which motion prevailed,

Mr Watts moved that H.B. No. 36. be referred to the Committee on Finance, Ways and Means, and that it be not printed until returned to the House,

Which motion prevailed,

Mr Stokes introduced H.B. No. 37, an act to establish the county of "Yampah",

And presented a petition in company with the bill,

H.B. No. 37. was read a first time,

Mr Stokes moved that the rules be suspended in order that H.B. No. 37. may be committed at this time,

Which motion prevailed.

Mr Phelps moved that H.B. No. 37, be referred to the Committee on ~~Finance~~ Counties and County Lines. ~~Ways and Means~~, and that it be not printed until returned to the House,

Which motion prevailed

Mr Pierce introduced H.B. No. 38. a bill for an act concerning suits by attachment,

Which was read a first time,

Mr Young introduced H.B. No. 39. a bill for an act to provide for the filling and covering up

of pits, shafts, and wells

Which was read a first time,

Mr Young moved that the rules be suspended in order that H.B. No. 39 may be considered at this time

Which motion was lost,

Mr Phelps moved that the order of business be dispensed with to allow of the introduction of a resolution,

Which motion prevailed,

Mr Phelps introduced the following resolution, and moved its adoption

Resolved that hereafter for twenty days unless otherwise ordered by the House, Bills when introduced shall be read by their titles and without being printed, shall be placed on file to be read at large hereafter - After the time for introducing bills has elapsed or when the House shall direct

The question being upon the adoption of the resolution

The motion prevailed,

The following message was received from the Senate;

State of Colorado
Senate Chamber
Denver Dec 1st 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate has amended H.C.R. No. 8. as follows, Add to last line "And said Clerk to receive compensation for the time actually employed"
The concurrence of the House in such amendment is respectfully requested,
H.C.R. No. 8. is herewith transmitted

Respectfully
Geo. T. Clark
Secy of the Senate,

Mr Phelps moved that the regular order of business be dispensed with for the day,

Which motion prevailed

Mr Stokes moved that the petition presented by him, signed by residents of Grand County, and asking for the division of that county and the formation of the county of "Yampah," be read

Which motion prevailed,

And the petition was read,

Mr Phelps moved that

the petition be referred to the Committee on Counties and County Lines,

Which motion prevailed

The following message was received from the Senate,

State of Colorado
Senate Chamber
Denver Dec 1st 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate insists upon its amendments to H.B. No. 4, and asks for a Committee of Conference,

H.B. No. 4 is herewith transmitted

Respectfully
Geo F Clark
Secy of the Senate

Senate amendment to H.B. No. 8 was taken up,

Mr Kittredge moved that the House concur,

Which motion prevailed

The House then took Senate Message in relation to H.B. No. 4.

Mr Irwin moved that the Committee on Conference asked for be

appointed,

Which motion prevailed,

And the Speaker appointed Messrs Irwin and A.D. Wilson as members of said Committee on the part of the House,

Mr Irwin moved that the House do now adjourn to Monday next at 10 o'clock in the forenoon,

Which motion prevailed

And the House adjourned to 10 a.m. Monday next December 4th 1876

House Journal

of the

General Assembly

of the

State of Colorado.

First Session.

Twenty-fifth Day.

Twenty-fifth Day.

Monday, December 4, 1876.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS, ALFORD~~, ARCHULETA, CANFIELD, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, ~~KRUSE~~, ~~LAKE~~, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE~~, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIGIL~~, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—36.

Being a quorum of the House,

Absent, Messrs. Alberts, Alford, Lendle, Kruse, Lake, Laragoite, Luther, Morehouse, Moss, Vigil, Wilkins.—11.

Journal of the previous day's session was read and approved.

Messrs. Lake, Morehouse, Wilkins, and Lendle were excused from attendance upon today's session of the House.

The committee on Printing reported the following report:

Mr. Speaker: The committee on Printing report H.B. No. 29, H.B. No. 30, H.B. No. 34 and H.B. No. 35 correctly printed.

B. Sachs, Chairman.

Mr. Pines introduced the following resolution and moved its adoption:

Resolved: That the Senate be requested to instruct the assistant janitor of the Senate to take care of the committee rooms of the House.

The question being upon the adoption of the resolution

The motion prevailed.

Mr. Adams introduced

H.B. No. 40, a bill for an act to amend chapter 18 of the revised statutes, in relation to rinking corporations.

Mr. Lenfield moved that H.B. No. 40 be read,

which motion prevailed.

And H.B. No. 40 was read a first time.

Mr. McIntyre moved that four hundred copies of H.B. No. 40 be ordered printed,

which motion prevailed.

Mr. Phelps introduced

H. B. No. 41, a bill for an act regulating matters of practice and proceeding in the courts of record of the state of Nebraska,

Mr. Phelps moved that H. B. No. 41 be ordered printed,

which motion prevailed.

Mr. Gurney introduced

H. B. No. 42, a bill for an act relating to Irrigation

Mr. Phelps moved that the rules be suspended and that H. B. No. 42 be referred to the standing committee on Irrigation,

which motion prevailed.

Mr. Davies moved that the regular order of business be dispensed with for the time being,

which motion was lost.

Mr. Phelps moved that H. B. No. 33 be now read a second time,

which motion prevailed, and

H. B. No. 33, a bill for an act for the relief of Robert G. Force of Douglas county,

was read a second time.

Mr. Force moved that H. B. No. 33 be referred to the committee

on Rivers,

Which motion prevailed.

Mr. Green was excused from attendance upon the committee of the morning session of the House.

Mr. Helm moved that the House do now adjourn,

Which motion was lost.

Gen. Spinner appointed Mr. Irwin as member of the committee on Indian Affairs and Employment in place of Mr. Rivers, ~~absent~~ having the absence of Mr.

Mr. Rand moved that the second reading of bills be dispensed with for today,

Which motion prevailed.

Mr. Rand moved that the House do now adjourn,

Which motion prevailed,

And the House adjourned to 10 A.M. tomorrow, December 5, 1876.

House Journal
of the
General Assembly
of the
State of Colorado

First Session

Twenty-sixth Day

Twenty-sixth Day

Tuesday, December 5th 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERT~~S, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIGIL~~, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 42,

Being a quorum of the House.

Absent Messrs - Alberts, Archuleta, Carlile, Irwin, Moss, Vigil, Wilkins, ~~Geo W Wilson~~ - 7

Messrs Phelps and Archuleta were granted leave of absence for the forenoon,

Journal of the previous days session was read and approved,

Mr Stokes presented the petition of citizens of Grand County in relation to the depredations of the Ute Indians,

Mr Ransom moved that the petition be referred to the Committee on Indian Affairs,

Which motion prevailed,

The following message was received from the Senate:

State of Colorado
Senate Chamber
Denver Dec 4th 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate has appointed as a Committee of Conference on H.B. No 4, Messrs Haynes and De France.

Also, that the Senate has concurred in H.C.R. No 9 in relation to printing Governors Message and documents. The Resolution is herewith transmitted

Respectfully
Geo. T. Clark,
Secy of the Senate

The Committee on Indian Affairs presented the following report;

Mr Speaker

Your Committee on Indian Affairs to whom was referred Joint Resolution No. 1 "Requesting an appropriation by Congress for the construction of a Military Post in Southwestern Colorado" Also Joint Resolution No. 2 "Relative to the construction of a Military wagon road from Fort Garland to the Military Post in La Plata County Colorado"

Also Joint Resolution No. 3 "Relative to the establishment of an Indian Agency for the Southern Utes in La Plata County" have had the same under consideration and would recommend that the said Resolutions be adopted.

Geo. W. Wilson
Richard Irwin
J. Surles
John H. Stokes

The Committee on Claims presented the following report,

Mr Speaker,

Your Committee on Claims to whom House Bill No. 33. was referred, have had the same under consideration and beg leave to report the same back with the recommendation that it do pass.

We herewith transmit the documentary evidence upon which this recommendation is based.

T. J. Watts.

Mr Stokes introduced H.J.R. No. 4. To petition Congress to establish a Military Post,

Which was read by title and laid over under the rules.

The Committee on Corporations presented the following notice:

Mr Speaker

Your Committee on Corporations respectfully report that Mr. J. R. Wallingford, has been employed, under House Concurrent Resolution No. 8. as Clerk of the Corporation Committee,

J. C Helm
Chairman

Mr Canfield introduced H.B. No. 43, a bill for an act to provide for an appropriation for the expenses of the General Assembly of the State of Colorado, including the per diem and milage of members, and the pay of the officers and employees thereof,

Mr Simmons moved that H.B. No. 43 be read,

Which motion prevailed,

And the bill was read a first time,

Mr Helm moved that the second reading of bills be dispensed with for the day.

Which motion prevailed,

The report of the Committee on Appropriations and Expenditures to whom was referred H.B. No. 9, was called up,

Mr Kiser moved that the report of the Committee be agreed to.

Which motion prevailed,

Mr Lake moved that H.B. No. 9. be indefinitely postponed,

Which motion prevailed,

Mr Adams moved that the House do now adjourn,

Which motion prevailed,

And the House adjourned to 10. A.M. tomorrow December 6th 1876

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Twenty-seventh Day.

Twenty seventh Day

Wednesday December 6th 1876

House met at 10, a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERT~~S, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF~~, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 45,

Being a quorum of the House.

Absent Messrs Albert, Gotthelf, Moss, and Vijil, — 4

Journal of the previous days session was read and approved,

Mr Gotthelf was excused from attendance upon today session of the House,

The Committee on Manufactures presented the following report;

Mr Speaker:

Your Committee on Manufactures to whom was referred H.B. No. 17 have had the same under consideration and report the same back amended a follows;

Sec 1. line 2, Strike out the word "fifty" and insert in lieu thereof "Twenty".

Sec 3. line 1. Strike out the words "Elected by

the General Assembly" and insert in lieu thereof: "Appointed by the Governor".
In lines three and four strike out the words: "When the General Assembly is not in session".
In line fifteen strike out word "fifty" and insert in lieu thereof the word "twenty". —
In line thirteen strike out the words "One and one half cents" and insert in lieu thereof the words "One half cent".
Sec. 4. Strike out in line two and three the words "Two hundred and fifty," and insert in lieu thereof the words "one hundred".
Sec 5. line 5. Strike out the words "for redistellation".
Sec. 8 and 9. Strike out all of said sections eight and nine.

John C. Mayer,
Chairman

The Joint Committee on enrollment presented the following report:

Mr Speaker:

Your Joint Committee on Enrollment beg leave to report that they have compared Senate Bill No. 3. "A bill for an act to provide for canvassing the votes cast at the last General Election for Regents of the University" with the Engrossed Copy, and find the same correctly

enrolled.

Geo W. Wilson

Chairman on the part of the House of Joint Committee on Enrollment.

The Committee on Printing presented the following report:

Mr Speaker

The Committee on Printing report H.B. No. 38. H.B. No. 39. H.B. No. 40, correctly printed, and H.B. No. 41, Section 1. line 12 for "written" write "within"

J Surles
Chairman

The Committee on Counties and County Lines presented the following report:

Mr Speaker:

Your Committee on Counties and County Lines to which was referred House Bill Number 28, A bill for an act to establish the county of "Routt", have had the same under consideration and would report the same back to the House with the following amendments, and recommend that the Bill do pass,—

In Sec. 2. Strike out ~~the~~ following; "Begining at a point on the north boundry of Summit County between ranges 83 and 84 West" And insert the following in lieu

thereof:

"Beginning at a point on the summit of the Gore Range where the south line of Grand County crosses said range".

Your Committee have thoroughly examined Map showing the location of the proposed New County, and are of the opinion that a Bill providing for the division of Grand County, should pass

C. H. McIntyre, Chairman
Geo. Rand
D. Archuleta

Mr Speaker:

Your Committee on Counties and County Lines to which was referred House Bill No. 67. A bill for an act to Establish the County of "Yampah" and to divide the County of Grand, have had the same under consideration and would report the same back to the House - and recommend the following amendments:

Strike out all after the word "follow" in 5th line of Sec 1, and insert in lieu thereof the following: "Biginning at a point on the summit of Gore Range where the south line of Grand County crosses said Range, thence running north to the boundry line between Colorado and the Territory of Wyoming, thence west along

said boundry line to its intersection with the boundry line between Colorado and the Territory of Utah, thence South along said boundry line to a point where the north line of Summit County intersects the same, thence due east along the said north boundry to the East line of the Ute Reservation, Thence South along East boundry of said Reservation to the south line of Grand County — thence East to the place of begining.

Your Committee have thoroughly examined the Maps showing the location of the proposed new County and are of the opinion that a bill asking for the division of Grand County should pass.

Chas H McIntyre, Chairman
Geo. Rand.
D Archuleta
The Committee of Conference

on H.B. No. 4. presented the following report,

Mr Speaker

Your Committee of Conference to whom was referred House Bill No. 4 — met with a like Committee of the Senate and have agreed to the amendments therewith transmitted, and report it back with the recommendation that it be passed as amended.

Richard Irwin Chairman

Mr Irwin moved that the amended bill so reported by the Conference Committee be ordered printed,

Which motion prevailed,

Mr Anthony introduced H.C.R. No 10 In relation to the representation of Colorado in the Congress of the United States,

Mr. Ransom moved that the rules be suspended and that the resolution be considered now,

Which motion prevailed.

Mr Simmons moved that the resolution be adopted,

Mr Adams moved to strike out that portion of the resolution providing that it be transmitted to our U.S. Senators by telegraph,

Upon this motion the "yeas" and "nays" were demanded and had, with the following result,

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA, CANFIEL~~D, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHIELF, GREEN, GRIFFIN, HE~~LM, IRWIN, ~~KITTREDGE, KRUSE, LAKE~~, LANGFORD, LARAGOITE, ~~LEONARD~~, LORD, LUTHER, ~~MAYER, MARSHMAN, McBROOM~~, McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY~~, RAND, R~~ANSO~~M, ~~SCHINNE~~R, SEIBER, ~~SIMMONS, SMITH~~, STOKES, ~~SURLES, VIJIL, WATT~~S, WILKINS, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER.~~ 17

Gentlemen voting in the negative were:

~~ADAMS, ALBERT~~S, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLIL~~E, ~~ESQUIBEL, GOTTHIEL~~F, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHE~~R, MAYER, MARSHMAN, McBROOM, ~~McDERMI~~T, McINTIRE, ~~McMURRA~~Y, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAN~~D, RANSOM, SCHINNER, ~~SEIBE~~R, SIMMONS, SMITH, ~~STOKE~~S, SURLES, ~~VIJI~~L, W~~ATT~~S, ~~WILKINS, WILSON, A.~~ D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 28

Gentlemen absent and not voting were:

Alberts, Gotthelf, Moss, Vijil - 4

And so the motion to amend was lost,

The question recurring upon the motion to adopt the resolution,

The "Yeas" and "Nays" were demanded and had, with the following result:

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF~~, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, ~~LANGFORD~~, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, ~~McDERMITT~~, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 40

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE,~~ LANGFORD, ~~LARAGOITE, LEONARD, LORD~~, LUTHER, ~~MAYER, MARSHMAN, McBROOM~~, McDERMITT, ~~McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER~~, SEIBER, ~~SIMMONS, SMITH~~, STOKES, ~~SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 3.

Gentlemen absent and not voting were:

Alberts, Gotthelf, Moss, Vijil - 4

And so the motion to adopt the resolution prevailed,

Mr Canfield moved that H.B. No. 36, be ordered printed,

Which motion prevailed

Mr Pierce introduced H.B. No. 44, a bill to

provide for the assessment and collection of revenues, and to repeal certain acts in relation thereto,

Mr Price moved that the rules be suspended and that H.B. No. 44, be ordered printed,

Which motion prevailed,

Mr Ransom introduced H.B. No. 45, a bill for an act to provide for the protection and preservation of fish, and to repeal an act entitled an act to provide for the protection of fish in Colorado Territory, Approved February 11. 1870, and an act entitled an act to amend an act entitled an act to provide for the protection fish in Colorado Territory, Approved February 11, 1870, Approved February 9, 1872; and an act entitled an act to encourage the propagation of fish in Colorado Territory Approved February 13, 1874

Mr Phelps introduced H.B. No. 46, a bill for an act to provide for inflicting the death penalty for the crime of murder when the party indicted shall plead guilty,

Mr Phelps moved that H.B. No. 46 be read,

Which motion prevailed

And the bill was read

a first time,

Mr Ransom moved that H.B. No. 45 be printed,

Which motion prevailed,

Mr Green introduced

H.B. No. 47, a bill for an act to provide for the deficit of the expenditures of the Centennial Commission,

Mr Green moved that the rules be suspended, and that H.B. No. 47 be committed at this time,

Which motion prevailed,

Mr Green moved that H.B. No. 47, be referred to the Committee on Finance Ways and Means,

Which motion prevailed,

Mr Phelps introduced

H.B. No. 48. a bill for an act to provide for regulating prosecutions in cases of bastardy,

Also

H.B. No. 49. a bill for an act to amend the existing law of Evidence in this State,

Mr Siber introduced

H.B. No. 50, a bill for an act to repeal an act entitled an act concerning practice in the district and probate Courts, approved February 4. 1876.

Mr Pierce moved that H.B. No. 38. be read a second time and Committed,

Which motion prevailed,

And H.B. No. 38, a bill for an act concerning suits by attachment was read a second time,

Mr Pierce moved that H.B. No. 38. be referred to the Committee on the Judiciary,

Which motion prevailed,

Mr Philips moved that the further consideration of bills on second reading be dispensed with for today.

Which motion prevailed,

The following message was was received from the Senate;

State of Colorado
Senate Chamber
Denver Dec 6. 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate has concurred in the adoption of H.C.R. No. 10.

H.C.R. No. 10. is herewith ~~Hous~~ transmitted

Respectfully
Geo T Clark
Secy of the Senate

The report of the Committee on Counties and County Lines, in relation to H.B. No. 28, was called up.

Mr McIntyre moved that the amendments reported by the Committee be adopted,

Which motion prevailed,

Mr Surles moved that H.B. No 28, be ordered printed,

Which motion prevailed,

At Eleven o'clock and thirty minutes the Speaker in the presence of the House signed

S.B. No. 3, a bill for a act to provide for canvassing the votes cast at the last General Election for Regents of University,

Mr Kruse moved that the House do now adjourn,

Which motion prevailed,

And the House adjourned to 10. a.m. tomorrow December 7. 1876

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Twenty-Eighth Day.

Twenty-Eighth Day

Thursday December 7th 1876

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON~~, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF~~, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIJIL~~, ~~WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 43,

Being a quorum of the House.

Absent Messrs Alberts, Chacon, Gotthelf, Moss, Vijil, Watts, — 6.

Journal of the previous days Session was read and approved,

Messrs Chacon and Esquibel were granted leave of absence for the day,

Mr Helm, on behalf of the joint committee on legislation requested that the Chairmen of Committees, and individuals, who intend to introduce bills, would report to said joint committee on legislation the titles of bills to be introduced, and also requested that the Clerk of the House report to said joint committee on legislation a list of bills already introduced,

Mr Canfield introduced

H.B. No. 51, An act to promote arable agriculture by artesian irrigation,

H.B. No. 43, a bill for an act to provide for an appropriation for the expenses of the General Assembly of the State of Colorado, including the per diem and milage of members, and the pay of the Officers and Employees thereof.

Was read a second time,

And placed on the list of General Orders to be considered by the committee of the whole House,

Mr Phelps moved that further proceedings under the order of second reading of bills be dispensed with for today,

Which motion prevailed,

The report of the committee of conference on H.B. No. 4, was called up,

Mr Phelps moved that the report of the conference committee on H.B. No. 4, be adopted,

Mr Irwin moved that the words "gross carelessness or culpable negligence" be stricken from lines 6 and 7 of Sec. 4. of the amended bill reported by the committee of conference,

Upon this motion the "yeas" and "nays" were demanded and had, with the following result:

Gentlemen voting in the affirmative were:

~~ADAMS, ALBERTS, ALFORD~~, ARCHULETA, ~~CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE, KRUSE, LAKE~~, LANGFORD, ~~LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT~~, McINTIRE, ~~McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY~~, RAND, ~~RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH~~, STOKES, ~~SURLES, VIJIL~~, ~~WATTS~~, ~~WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 6

Gentlemen voting in the negative were:

ADAMS, ~~ALBERTS~~, ALFORD, ~~ARCHULETA~~, CANFIELD, ~~CHACON~~, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF~~, ~~GREEN~~, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD~~, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND~~, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIJIL, WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 36

Twenty-three absent and not voting were:

Alberts, Chacon, Gotthelf, Green, Moss, Vijil, Watts, — 7.

And so the motion to strike out did not prevail,

Mr Langford moved that the last section of the amended bill reported by the committee of conference be stricken out,

Which motion was lost,

The question recurring upon the motion to adopt the report of the Conference Committee on H.B. No. 4,

The "yeas" and "nays" were demanded and had with the following result:

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON~~, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF~~, ~~GREEN~~, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND~~, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIJIL~~, ~~WATTS~~, WILKINS, ~~WILSON, A. D.~~, WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. 36

Gentlemen voting in the negative were;

Irwin, McIntyre, Rand, Stokes, A.D. Wilson, Mr Speaker, — 6.

Gentlemen absent and not voting were;

Alberts, Chacon, Gotthelf, Green, Ulsse, Vigil, Watts — 7.

And, so the motion to adopt the report of the conference Committee on H.B. No 4, was adopted,

And the Chair ruled that

A constitutional majority having voted in favor of the passage of the bill, as amended
The bill passed.
~~And the title was agreed to.~~

And the House ordered ~~that~~ the bill take effect immediately upon its final passage, as provided in the emergency clause therein contained,

Mr Ransom appealed from the decision of the chair in ruling that the adoption of the report of the Committee of Conference passed the bill,

The question being

Shall the decision of the Chair stand as the decision of the House,

The chair was sustained,

The following message was received from the Senate,

State of Colorado,
Senate Chamber
Denver Dec. 4th 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate has adopted S.C.R. No. 3, "Relative to the appointment of a Joint Committee on the question of necessary legislation"

The concurrence of the House is respectfully requested,

Respectfully
Geo F. Clark
Secy of the Senate

The special order for this day, being the election of an assistant Enrolling Clerk, was called up,

Mr Adams moved that further consideration of the subject of the Election of an assistant enrolling Clerk be indefinitely postponed

Which motion prevailed,

Mr Moorhouse was excused from attendance upon the balance of this mornings session of the House

The message from the Senate in relation to the adoption of

S. C. R. No. 3, was called up,

Mr Helm moved that the rules be suspended in order that

S. C. R. No 3, Relative to the appointment of a Joint Committee on the question of necessary legislation,

May be considered now

Which motion prevailed

Mr Helm moved that the resolution be adopted,

Which motion was adopted

And the Chair appointed Messrs Ransom, Prince and Rand, as members of said Joint Committee on the part of the House,

Mr Lake introduced

H. C. R. No 11, In relation to directing the Committee on Mines and Mining of the two Houses to visit the School of Mines at Golden and report,

Mr Lake moved that the rules be suspended, and that H. C. R. No. 11, be considered now

Which motion prevailed,

Mr Caufield moved that H. C. R. No. 11, be adopted

Which motion prevailed,

Mr Phelps moved that the House do now adjourn,

Which motion prevailed,
And the House adjourned
to 10. a.m. tomorrow December 8th
1876

House Journal
of the
General Assembly
of the
State of Nebraska.

First Session,

Twenty-first Day.

Twenty-ninth Day

Friday December 8th 1876

House met at 10. a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, ~~LAKE~~, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE~~, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—44.

Being a quorum of the House.

Absent Messrs. Alberts, Lake, Morehouse, Moss, Vijil.—5

Journal of the previous days session was read and approved.

The Committee on Printing presented the following report;

Mr Speaker;

The Committee on Printing report, Amended H.B. No. 4. also amendments to H.B. No. 17. and H.B. No. 28. H.B. No. 43. H.B. No. 45. Correctly printed, and H.B. No. 36 Section 24, line 18, after the word "and" insert the word "if"

Also H.B. No. 46. In the title of the bill, second line, fifth word, strike out the letter "a".

All of which is respectfully submitted

J. Surles
Chairman

The joint Committee on Enrollment presented the following report:

Mr Speaker;

Your joint Committee on Enrollment beg leave to report that they presented Senate Bill No. 3, "An act to provide for canvassing the votes cast at the last General Election for Regents of the University." to the Governor for his approval at 2.15 o'clock P.M. December 7th 1876.

Geo. W. Wilson,

Chairman on the part of the House of Joint Committee on Enrollment,

Mr Ransom moved that H.B. No. 45. be now taken up and read a first time,

Which motion was lost,

Mr Phelps introduced

H.B. No. 52. a bill for an act to repeal an act entitled an act to provide for the assessment and collection of Revenue of the money and credits of non-residents, approved February 11th 1876

Mr Young introduced

H.B. No. 53. a bill for an act relating to stay upon executions,

Mr Pierce introduced

H.B. No. 54, a bill for an act to repeal all existing laws concerning

Chattel mortgages, and to enact other provisions in lieu thereof,

Mr Phelps moved that H.B. No. 54, be ordered printed,

Which motion prevailed,

Mr Phelps moved that H.B. No. 46, be read a second time,

Upon this motion the "yeas" and "nays" were demanded and had, with the following result:

Gentlemen voting in the affirmative were:

~~ADAMS, ALBERT~~S, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES~~, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, ~~HELM~~, IRWIN, KITTREDGE, KRUSE, ~~LAKE, LANGFORD, LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE, MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND, RANSOM~~, SCHINNER, ~~SEIBER, SIMMONS, SMITH~~, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, ~~WILSON, A. D., WILSON, GEO. W., YOUNG~~, MR. SPEAKER. 31,

Gentlemen voting in the negative were:

ADAMS, ~~ALBERTS, ALFORD~~, ~~ARCHULETA~~, ~~CANFIELD~~, CHACON, CHAVES, ~~CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFF~~IN, HELM, ~~IRWIN, KITTREDGE, KRUSE, LAKE~~, LANGFORD, LARAGOITE, ~~LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY~~, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, S~~TOKES, SURLES, VIJIL, WATTS, WILKIN~~S, WILSON, A. D., WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. 14,

Gentlemen absent and not voting were:

Albert, Morehouse, Moss, Vijil - 4

And as the motion prevailed, and H.B. No. 46, a bill for an act to provide for inflicting the death penalty for the crime of murder where the party indicted shall plead guilty,

Was read a second time,

Mr Ransom moved that H.B.

No. 46. be referred to a Special Committee of five,

Upon this motion the "yeas" and "nays" were demanded and had, with the following result,

Gentlemen voting in the affirmative were:

~~ADAMS, ALBERTS, ALFORD~~, ARCHULETA, CANFIELD, CHACON, CHAVES, ~~CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN~~, HELM, ~~IRWIN~~, KITTREDGE, ~~KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND~~, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, ~~STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER. 13.

Gentlemen voting in the negative were:

ADAMS, ~~ALBERTS~~, ALFORD, ~~ARCHULETA, CANFIELD, CHACON, CHAVES~~, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, ~~HELM~~, IRWIN, ~~KITTREDGE~~, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE, MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, ~~RANSOM~~, SCHINNER, ~~SEIBER, SIMMONS, SMITH~~, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 32.

Gentlemen absent and not voting were,

Alberts, Morehouse, Moss, Vijil — 4.

And so the motion to refer to Special Committee did not prevail,

And the bill was placed on General Orders for consideration in Committee of the whole House,

Mr Surles moved that H.B. No. 28. be read a second time,

Which motion was lost,

Mr A.D. Wilson moved that further proceedings under the order of second reading of bills be dispensed with for the day,

Which motion prevailed,

Mr Rand moved that the regular order of business be dispensed with for the day,

Which motion prevailed,

Mr Rand moved that the House do now go into Committee of the whole for consideration of H.B. No. 43,

Which motion prevailed,

And the House resolved itself into committee of the whole for the consideration of

H.B. No. 43, an act to provide for an appropriation for the expenses of the General Assembly of the State of Colorado, including the per diem and mileage of members and the pay of the Officers and Employees thereof,

With Mr Kittredge in the chair,

After some time spent therein the Committee arose and through its Chairman presented the following report,

Mr Speaker,

The Committee of the whole House to whom was referred H.B. No. 43, have had the same under consideration and report it back to the House, and recommend that it do pass

Respectfully

C. W. Kittredge
Chairman

The report of the Committee of the whole House was agreed to,

Mr Marshman moved that H.B. No. 43, be considered engrossed, and that it be read a third time and put upon its final passage now,

Which motion prevailed, and

H.B. No. 43, an act to provide for an appropriation for the expenses of the General Assembly of the State of Colorado, including the per diem and milage of members, and the pay of the officers and employees thereof,

Was read a third time

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, ~~McBROOM~~, McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE, MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, ~~RAINEY~~, RAND, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, STOKES, SURLES, ~~VIGIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 39.

Gentlemen voting in the negative were: —— ,

McIntyre, Pierce, Rainey — 3,
Gentlemen absent and not voting were;
Alberts, Laragoite, McBroom, Morehouse, Moss, Seiber, Vigil — 7

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the House ordered that it take effect immediately upon its final passage as provided in the emergency clause therein contained.

Mr Phelps introduced

H.B. No. 55, a bill for an act relating to jurisdiction of justices of the peace and the practice of justice courts,

Also

H.B. No. 56, a bill for an act concerning certiorari from justices of the peace to the county and district courts and regulating the practice therein, and to repeal all other acts in relation thereto.

Mr Helm introduced

H.B. No 57, a bill for an act to repeal the existing laws providing for change of venue in civil and criminal cases and to enact other provisions in lieu thereof,

Also

H.B. No 58, a bill for an act to repeal section 16 of Chapter 55, of the revised Statutes of Colorado,

Mr Marshman moved that all bills not already printed be now ordered printed for the use of the House

Which motion prevailed

Mr Lake was granted leave of absence to Monday next, Dec 11th at 2 o'clock in the afternoon,

Mr Young moved that the House do now adjourn,

Which motion prevailed.

And the House adjourned to 10. AM. to morrow December 9th 1876

House Journal
of the
General Assembly
of the
State of Colorado

First Session

Thirtieth Day

Thirtieth Day

Saturday December 9th 1876

House met at 10, a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON~~, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, ~~GRIFFIN~~, HELM, IRWIN, KITTREDGE, KRUSE, ~~LAKE~~, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 42

Being a quorum of the House.

Absent Messrs Alberts, Chacon, Carlile, Griffin, Lake, Moss, Vijil — 7.

Messrs, Griffin and Carlile were excused from attendance upon to days session of the House.

Journal of the previous days session was read and approved.

Mr Rand presented petition of citizens of Jefferson County in relation to H.B. No. 8, and Substitute.

Mr Phelps moved that the petition be referred to the committee of the whole to be considered in connection with Substitute for H.B. No. 8.

Mr Helm moved as an amendment that it be referred to the

Committee on Fees and Salaries;

Upon the motion to amend the "yeas" and "nays" were demanded and had with the following result;

Gentlemen voting in the affirmative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA~~, CANFIELD, ~~CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF~~, GREEN, ~~GRIFFIN~~, HELM, ~~IRWIN~~, KITTREDGE, ~~KRUSE, LAKE~~, LANGFORD, ~~LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, ~~PHELPS, PIERCE~~, RAINEY, ~~RAND~~, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, SMITH, ~~STOKES, SURLES, VIJIL~~, WATTS, ~~WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG~~, MR. SPEAKER. 15.

Gentlemen voting in the negative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, ~~CANFIELD, CHACON, CHAVES, CARLILE~~, ESQUIBEL, GOTTHELF, ~~GREEN, GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE~~, KRUSE, ~~LAKE, LANGFORD~~, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY, MOREHOUSE, MOSS, PATTEN~~, PHELPS, ~~PIERCE, RAINEY~~, RAND, ~~RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH~~, STOKES, SURLES, ~~VIJIL, WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. 24

Gentlemen absent and not voting were;

Alberts, Chacon, Chaves, Carlile, Griffin, Lake, Moss, Pierce, Schinner, Vijil — 10.

And so the motion to refer to Committee on Fees and Salaries did not prevail,

The question recurring upon the motion to refer to the Committee of the whole House,

The motion prevailed

Mr Stokes introduced

H.J.R. No. 5 asking an appropriation from Congress to build a Military wagon road in Grand County;

Mr Rand moved that the rules be suspended in order that H.J.R. No. 5, may be read a first time.

Which motion prevailed, and

H.J.R. No. 5, asking an appropriation from Congress to build a military wagon road in Grand County,

Was read a first time.

Mr Rand moved that H.J.R. No. 5, be referred to the committee on Federal Relations.

Which motion prevailed,

Mr Marshman introduced the following resolution,

Resolved by the House of Representatives of the State of Colorado,

That when a bill has been received and read by its title, it will be ordered printed unless otherwise directed by the House.

Mr Marshman moved that the resolution be adopted.

Upon this question the "Yeas" and "Nays" were demanded and had with the following result,

Gentlemen voting in the affirmative were:

~~ADAMS, ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLILE~~, ESQUIBEL, GOTTHELF, ~~GREEN, GRIFFIN~~, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, ~~LAKE, LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY, MOREHOUSE, MOSS~~, PATTEN, PHELPS, PIERCE, ~~RAINEY, RAND, RANSOM~~, SCHINNER, ~~SEIBER, SIMMONS~~, SMITH, ~~STOKES, SURLES, VIJIL, WATTS~~, WILKINS, ~~WILSON, A. D.~~, WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER. 22

Gentlemen voting in the negative were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON~~, CHAVES, ~~CARLILE, ESQUIBEL, GOTTHELF~~, GREEN, ~~GRIFFIN, HELM~~, IRWIN, ~~KITTREDGE, KRUSE, LAKE, LANGFORD~~, LARAGOITE, ~~LEONARD~~, LORD, LUTHER, ~~MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS, PATTEN, PHELPS, PIERCE~~, RAINEY, RAND, RANSOM, ~~SCHINNER~~, SEIBER, SIMMONS, ~~SMITH~~, STOKES, SURLES, ~~VIJIL~~, WATTS, ~~WILKINS~~, WILSON, A. D., ~~WILSON, GEO. W.~~, YOUNG, ~~MR. SPEAKER~~. 19.

Gentlemen absent and not voting were:

Alberts, Chacon, Carlile, Griffin, Lake, Langford, Moss, Vijil — 8

The resolution not having received the votes of two thirds of the members elected to the House,

The chair decided that it was not adopted,

Mr Helm appealed from the decision of the Chair.

The question being, shall the decision of the Chair stand as the decision of the House;

The "Yeas" and "nays" were demanded and had with the following result:

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON~~, CHAVES, ~~CARLILE~~, ESQUIBEL, ~~GOTTHELF~~, GREEN, ~~GRIFFIN, HELM, IRWIN~~, KITTREDGE, ~~KRUSE, LAKE, LANGFORD~~, LARAGOITE, ~~LEONARD~~, LORD, LUTHER, MAYER, ~~MARSHMAN, McBROOM, McDERMITT~~, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, ~~PHELPS, PIERCE~~, RAINEY, RAND, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, ~~SMITH~~, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. 25

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, ~~GREEN, GRIFFIN~~, HELM, IRWIN, ~~KITTREDGE~~, KRUSE, ~~LAKE~~, LANGFORD, ~~LARAGOITE~~, LEONARD, ~~LORD, LUTHER, MAYER~~, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN~~, PHELPS, PIERCE, ~~RAINEY, RAND, RANSOM, SCHINNER~~, SEIBER, ~~SIMMONS~~, SMITH, ~~STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 16

Gentlemen absent, and not voting none;

Alberts, Chacon, Cubily, Griffin, Lake, Moss, Vigil, Mr Speaker - 8

And so the chair was sustained.

Mr Schimer introduced

H.B. No. 59, a bill for an act regulating entrances, stairs and interior arrangements of certain building

Also

H.B. No. 60. a bill for an act to defray the unpaid expenses of the late Constitutional Convention,

Mr Archulita introduced

H.B. No. 61, a bill for an act to repeal Sections 2 and 6 of Chapter 53. of the revised Statutes of Colorado relating to licence required to be paid by peddlers and other persons, and to enact other provisions in lieu thereof.

Mr Stokes introduced

H.B. No. 62, a bill for an act to prevent the burning of timber on the public lands,

Mr Pierce introduced

H.B. No. 63. a bill for an act to repeal Section 7 of Chapter 35 of the revised Statutes of the Territory of

Colorado; and enact other provisions in lieu thereof,

Mr Marshman introduced H.B. No. 64 a bill for an act concerning escheated estates — the manner of receiving and controlling the same,

Mr Green introduced H.B. No. 65 a bill for an act to enable counties having a debt exceeding five thousand ($5,000.00) dollars to fund the same by issuing bonds,

Mr Schimer moved that H.B. No 59 be now taken up and read a first time,

Which motion was lost.

Mr Patten moved that H.B. No. 32, be now taken up and read a second time,

Which motion prevailed, and H.B. No. 32, a bill for an act to repeal Section 2 of an act to provide for the further execution of the trust relating to the Town site of the town of Idaho Springs and to regulate the same and provide for a substitute therefor,

Was read a second time,

Mr Patten moved that

H. B. No. 37, be referred to the committee on Corporations

Which motion prevailed,

Mr Helm moved that further proceedings under the head of second reading of bills be dispensed with for the day,

Which motion prevailed

Mr Phelps moved that H.B. No. 46 be made Special Order for December 21st 1876 to be considered in Committee of the whole House,

Which motion prevailed

Mr Phelps moved that the list of standing Committees be called, and that the Chairmen be requested to report verbally upon matters under consideration,

Which motion prevailed

And the Committees were called and reports made,

The following messages were received from the Senate,

State of Colorado
Senate Chamber
Denver Dec, 8 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed

to inform your Honorable body that the Senate has passed S.B. No. 17. Entitled "A Bill for an act to provide a Bailiff for the Supreme Court and to regulate the compensation of such officer" The concurrence of the House is requested.

S.B. No. 17 is herewith transmitted.

Also

I am instructed to inform your Honorable body that the Senate has passed S.B. No. 15. Entitled "A Bill for an act to provide for and regulate the holding of the District Courts in the several Judicial Districts in this State and the manner of commencing and adjourning the same, and return of process and providing for transfer of causes therein, and for continuing causes, actions and proceedings therein in case of adjournment, and to repeal all other acts in relation thereto" The concurrence of the House is requested, S.B. No. 15 is herewith transmitted

Respectfully
Geo F Clark
Secy of the Senate

Mr Phelps moved that the rules be suspended in order that H.B. No. 51, may be referred at this time

Which motion prevailed,

Mr Phelps moved that H.B. No. 51, be referred to the Committee on Irrigation,

Which motion prevailed,

Mr Phelps moved that S.B. No. 15, be now taken up and read,

Which motion prevailed, and S.B. No. 15, a bill for an act, to provide for and regulate the holding of the District Courts in the several Judicial Districts in this State, and the manner of commencing and adjourning the same, and return of process, and providing transfer of causes therein, and for continuing causes, actions and proceedings therein in case of adjournment, and to repeal all other acts in relation thereto.

Was read a first time,

The following message was received from the Senate;

State of Colorado
Senate Chamber
Denver Dec 9 1876

To the Honorable
The House of Representatives
of the State of Colorado

Gentlemen

instructed to inform your Honorable body that the Senate has concurred in the action of the House in adopting H.C.R. No. 11.

H.C.R. No. 11. is herewith transmitted

Respectfully
Geo F. Clark
Secy of the Senate

Mr Phelps moved that the House do now adjourn

Which motion prevailed

And the House adjourned to 10 a.m. Monday next, December 11th 1876.

House Journal
of the
General Assembly
of the
State of Colorado

First Session

Thirty-first Day

Thirty-first Day

Monday December 11th 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON~~, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER. 42.

Being a quorum of the House.

Absent Messrs Alberts, Chacon, Laragoite, Lord, ~~McDaniel~~, Moss, Vijil Young - 7

Mr Lord was excused from attendance upon this forenoons session of the House,

Journal of the previous days session was read and approved,

Mr Young was excused from attendance upon this mornings session of the House,

Mr Irwin was granted leave of absence until Wednesday December 13th 1876 at 10 o'clock in the forenoon,

Mr Rand presented petition of citizens of Jefferson County, in relation to H.B. No. 8, and Substitute for the same,

Mr Rand moved that the

petition be referred to the Committee of the whole House, to be considered in connection with Substitute for H.B. No. 8.

Which motion prevailed,

Mr Phelps moved that the regular order of business be dispensed with in order that S.B. No. 15 may be taken up,

Which motion prevailed,

Mr Phelps moved that S.B. No. 15 be now read a second time.

Which motion prevailed, and

S.B. No. 15, a bill for an act to provide for and regulate the holding of the District Courts in the several Judicial Districts in this State, and the manner of commencing and adjourning the same, and returns of process, and providing for transfer of causes therein, and for continuing causes, actions, proceedings therein in case of adjournment, and to repeal all other acts in relation thereto,

Was read a second time,

Mr Phelps moved that the House do now go into Committee of the whole for the consideration of S.B. No. 15.

Upon this motion the "yeas" and "nays" were demanded and had, with the following result,

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON~~, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, ~~HELM, IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, ~~RANSOM~~, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIJIL~~, WATTS, WILKINS, ~~WILSON, A. D.~~, WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER. 32.

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES~~, CARLILE, ~~ESQUIBEL, GOTTHELF, GREEN, GRIFFIN~~, HELM, IRWIN, ~~KITTREDGE, KRUSE, LAKE~~, LANGFORD, LARAGOITE, ~~LEONARD, LORD~~, LUTHER, ~~MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE~~, McMURRAY, ~~MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND~~, RANSOM, ~~SCHINNER~~, SEIBER, ~~SIMMONS, SMITH~~, STOKES, ~~SURLES, VIJIL, WATTS, WILKINS~~, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 11.

Gentlemen absent and not voting were:

Alberts, Chacon, Lord, Moss, Vijil, Young, — 6.

And so the motion to go into Committee of the whole prevailed,

And the House resolved itself into committee of the whole for the consideration of S.B. No. 15,

With Mr Morrhouse in the Chair,

After some time spent therein the committee arose and through its chairman presented the following report:

MR. SPEAKER:

The committee of the whole House to whom was referred S. B. No. 15,

have had the same under consideration, have made some progress, and ask leave to sit again.

Respectfully,

P. E. Morehouse,
Chairman.

The report of the committee of the whole was agreed to.

The following message was received from the Senate:

State of Colorado
Senate Chamber
Denver Dec, 11th 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate has passed H.B. No. 19, entitled "A Bill for an act to provide for the sale of unclaimed Lots and Parcels of Land in the City of Black Hawk, and to repeal Section 2 of an act for the relief of the City of Black Hawk, Approved

February 9th 1876

H.B. No. 19, is herewith transmitted.

Respectfully

Geo T Clarke

Secy of the Senate.

Mr McIntyre introduced the following resolution:

Whereas, The General Assembly having received notice that on the first Monday of December instant, The Senate of the United States by lot made and had in accordance with law, did determine that the term of the Hon. Henry M. Teller one of the Senators of the United States for the State of Colorado would expire on the 4th day of March A.D. 1877.

Therefore be it

Resolved, that the House of Representatives do proceed on Tuesday the 12th day of December A.D. 1876 (that being the second Tuesday after the notice received of the said proceedings by the Senate of the United States) to the election of one person for Senator in Congress for the State of Colorado for the term of six years from the 4th day of March 1877

Mr Phelps moved that the House do now take a recess to 2. P.M. to day,

Which motion prevailed,

And at 12 o'clock and

Eight minutes the House took a recess,

The House was called to order at 2. P.M. by the Speaker,

Mr Phelps called up the resolution introduced this A.M. in relation to the election of a United States Senator,

Mr Smith moved that the resolution be adopted,

Which motion prevailed,

Mr McBroom was excused from attendance upon this afternoons session of the House,

Mr Hahn introduced

H.B. No. 66. a bill for an act allowing the plaintiff or defendant to recover reasonable Attorneys or solicitors fees of the opposing party, as a part of the costs in certain cases,

Also

H.B. No. 67, an act authorizing county Clerks in the State of Colorado to administer oaths,

Mr Hahn moved that H.B. No. 66. be ordered printed,

Which motion prevailed,

Mr G. W. Wilson moved that S.B. No. 17. be now taken up and read,

Which motion prevailed and

S.B. No. 17, a bill for an act to provide a bailiff for the Supreme Court, and to regulate the compensation of such officer,

was read a first time.

Mr Simmons was excused from attendance upon this afternoons session of the House,

Mr Phelps moved that the House do now go into Committee of the whole for the further consideration of S.B. No. 15.

Which motion prevailed.

Mr A. D. Wilson moved that the House do now adjourn,

Upon this motion Mr Phelps demanded the "yeas" and "nays", which were had with the following result,

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON~~, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN~~, HELM, ~~IRWIN, KITTREDGE, KRUSE, LAKE~~, LANGFORD, ~~LARAGOITE, LEONARD, LORD~~, LUTHER, ~~MAYER, MARSHMAN, McBROOM~~, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER~~, SEIBER, ~~SIMMONS~~, SMITH, STOKES, ~~SURLES, VIJIL, WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG, MR. SPEAKER~~. 16.

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, ~~GREEN~~, GRIFFIN, ~~HELM, IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHER~~, MAYER, MARSHMAN, ~~McBROOM, McDERMITT, McINTIRE, McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, RAINEY, ~~RAND, RANSOM~~, SCHINNER, ~~SEIBER~~, SIMMONS, ~~SMITH, STOKES~~, SURLES, ~~VIJIL~~, WATTS, ~~WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG~~, MR. SPEAKER. 20.

Gentlemen absent and not voting were;

Albins, Chason, Green, Irwin, Saragoza, Lord, McBroom, Moss, Pierce, Rand, Ransom, Vigil, Young — 13.

And as the motion to adjourn did not prevail,

And the House resolved itself into committee of the whole for the further consideration of S.B. No. 15,

With Mr Morehouse in the chair

After some time spent therein the Committee arose & through its Chairman presented the following report,

MR. SPEAKER:

The committee of the whole House to whom was referred S. B. No. 15

have had the same under consideration and report it *back to the House,* with amendments

and recommend that as amended it *do pass*

Respectfully,

P. E. Morehouse

Chairman.

The report of the committee of the whole was agreed to,

And the amendments made in the committee of the whole were ordered printed,

Mr Hulen moved that the House do now adjourn

Which motion prevailed

And the House adjourned to 10. a m tomorrow, Tuesday December 12th 1876

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Thirty-Second Day.

Thirty-Second Day

Tuesday December 12th 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON~~, CHAVES, ~~CARLILE~~, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 42.

Being a quorum of the House.

Absent Messrs. Alberts, Chacon, Carlile, ~~Chaves~~, Irwin, Laragoitte, Moss, Vijil, in gross,

Journal of the previous days session was read and approved,

Mr Phelps presented the petition of the Mayor and Aldermen of the City of Denver, in relation to the establishment of a Reform School,

Mr Phelps moved that the petition be referred to the Committee on Education, with instructions to report by bill or otherwise

Which motion prevailed,

Mr Surles presented the petition of citizens of Colorado in relation to Irrigation,

Mr Surles moved that the petition be referred to the Committee on Irrigation,

Which motion prevailed

The Committee on Printing presented the following reports:

Mr Speaker

The Committee on Printing Report H.B. No. 44, back to the House printed and would say that the following errors occur;

In Section 23rd After the word "manufactures" insert "amount of capital employed in merchandise".

In Section 78, After the word "ascertained" insert the word "therefrom". Also in same Section after the word "of," insert the word "the".

In Section 101 Strike out "Shall" and insert "May" in lieu thereof.

In Section 119 After the word "described" prefix "w" to "as" making the word "was" instead of "as"

Respectfully submitted

J. Surles
Chairman,

Mr Speaker

The Committee on Printing Report Joint Resolution No. 1 2 and 3, Also House Bills

No. 48. 50. 51. 52. 53. 55. 57. and 58. Correctly printed.

J. Sirles
Chairman

The committee on Enrollment presented the following report!

Mr Speaker:

Your Committee on Enrollment have examined House Bill No. 19. an act providing for the sale of unclaimed Lots and parcels of Land in the City of Black Hawk, and to repeal Section Two of an act for the relief of the City of Black Hawk approved February 9th 1876. And find the same correctly Enrolled.

A. H. Smith
Chairman

The Committee on Irrigation presented the following report!

Mr Speaker!

The Committee on Irrigation, to whom was referred Section two of Article eighteen of the Constitution which relates to Lotteries, beg leave to report, that they have had the subject under consideration, and have drafted a "bill for an act concerning lotteries" which is herewith presented, for introduction into the House of Representatives, and recommend its passage, All of which is respectfully submitted,

Daniel Ransom
Isaac Gotthelf
D. F. Wilkins
G. Langford
W H Green
} Committee on Irrigation

Mr McIntyre presented H.J.R. No. 6, Praying for the appointment of a Commission to regulate for the extinguishment of the Indian title to all land lying south of parallel 38°-30 North, in the State of Colorado,

Mr McIntyre moved that the rules be suspended in order that H.J.R. No. 6, may be considered now,

Which motion prevailed, and H.J.R. No. 6. was read a first time,

Mr McIntyre moved that H.J.R. No. 6, be ordered printed, and referred to the Committee on Indian Affairs,

Which motion prevailed.

Mr Phelps introduced the following resolution;

Whereas through some oversight or mistake House Bill No. 4. A Bill for an act to repeal Section 68. of Chapter 50 and Sections 6 and 7 of Chapter 48. of the Revised Statutes of Colorado, relating to the issuing of Executions ~~re~~ with the amendments thereto have have been erron-

ously transmitted to the Senate, therefore
Resolved, that the Senate be and is hereby
respectfully requested to return the said
Bill and amendments to this House.

Mr Phelps moved that
the resolution be adopted,

Mr Phelps moved that
further consideration of the resolution be
postponed until tomorrow,

Which motion prevailed,

Mr Ramom introduced
H.B. No. 68, a bill for an act
Concerning lotteries,

Mr Rand introduced
H.B. No. 69, a bill for an act
to legalize the roads and highways within
the State of Colorado,

Mr Phelps introduced
H.B. No. 70. a bill for an
act requiring a bond to secure rent
and costs of suit, in appeals or writs of
error from judgments in ejectment,

Mr Gotthelf introduced
H.B. No. 71, a bill for an
act making an appropriation for Insane
Paupers,

Mr Griffin introduced
H.B. No. 72, a bill for an act
for the relief of Hiram A. Vancoxy of

Arapahoe County,

Mr Smith introduced,

H.B. No. 73 a bill for an act to define and punish murder,

Mr Marshman introduced

H.B. No. 74. an act to regulate freights and tariffs of railroads in the State of Colorado,

Mr Phelps moved that H.B. No. 73. be now taken up and read,

Which motion prevailed,

H.B. No 73. a bill for an act to define and punish murder

Was read a first time,

Mr Phelps moved that H.B. No 73 be not printed until after being referred to a committee and returned therefrom,

Which motion prevailed,

S.B. No. 17, a bill for an act to provide a bailiff for the Supreme Court, and to regulate the compensation of such Officer,

Was read a second time,

And placed on General Orders to be considered in Committee of the whole House,

Mr Phelps moved that S.B. No. 15 be now taken up,

Which motion prevailed,

Mr Rand moved that the regular order of business be dispensed with, that S.B. No. 15. be recommitted to the Committee of the whole, and that the House do now go into Committee of the whole for the further consideration of S.B. No. 15,

Which motion prevailed,

And the House resolved itself into Committee of the whole for the further consideration of S.B. No. 15,

With Mr Morehouse in the Chair

After some time spent therein the Committee arose and through its chairman presented the following report,

MR. SPEAKER:

The committee of the whole House

to whom was ~~referred~~ recommitted

S.B. No. 15

have had the same under consideration and report it *back to the House,* with amendments

and recommend that as amended it *do pass.*

Respectfully,

P. E. Morehouse

Chairman.

The report of the committee of the whole was agreed to,

Mr Phelps moved that S.B. No. 15 be ordered to a third reading, which motion prevailed,

The following message was received from the Senate!

State of Colorado
Senate Chamber
Denver, Dec 12. 1876

To the Honorable
The House of Representatives
of the State of Colorado

I am instructed to inform your Honorable body that the Senate has passed H.B. No. 43 entitled "A Bill for an act to provide for an appropriation for the expenses of the General Assembly of the State of Colorado including the per diem and mileage of members, and the pay of the Officers and Employees thereof"

H.B. No. 43 is herewith transmitted,

Respectfully
Geo F Clark
Secy of the Senate

Mr Simmons moved that the Special Order for this day, being the Election of a United States Senator

for a term of six years, beginning March 4. 1877. be now taken up.

Which motion prevailed,

Mr Kittredge nominated Henry M. Teller.

Mr Adams nominated Thomas Macon,

The roll was called,

Gentlemen voting for Henry M. Teller were:

~~ADAMS, ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, LUTHER~~, MAYER, MARSHMAN, McBROOM, ~~McDERMITT~~, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND~~, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIJIL~~, WATTS, ~~WILKINS, WILSON, A. D.~~, WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. anthony 29.

Gentlemen voting for Thomas Macon were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA~~, ~~CANFIELD, CHACON~~, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE~~, LANGFORD, ~~LARAGOITE, LEONARD~~, LORD, LUTHER, ~~MAYER, MARSHMAN, McBROOM~~, McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY~~, RAND, ~~RANSOM, SCHINNER~~, SEIBER, ~~SIMMONS, SMITH~~, STOKES, ~~SURLES, VIJIL, WATTS~~, WILKINS, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 14

Gentlemen absent and not voting were:

Alberts, Chacon, Irwin, Laragoite, Moss, Vijil — 6.

Henry M. Teller having received the votes of a majority of all the members elected to this House,

The Speaker declared him to be the choice of this House for United States Senator for the State

of Colorado, for six years beginning March 4, 1877.

Mr Phelps moved that S.B. No. 15, be now taken up, read a third time and put up its final passage,

Mr Langford moved that the third reading of S.B. No. 15 be postponed until 10. a.m. tomorrow

Which motion was lost,

The question recurring upon the motion to read a third time and put upon its final passage now,

The motion prevailed.

Pending the third reading of S.B. No. 15,

Mr Rand moved that further proceedings under the third reading of S.B. No 15, be postponed until 10 a.m. tomorrow,

Mr Marshman moved as an amendment that it be made a Special Order for this afternoon,

Which motion was lost,

The question recurring upon the motion to postpone to 10. a.m. tomorrow,

The motion prevailed

Mr Helm asked and was

granted leave to withdraw H.B. No. 67. temporarily,

Mr Kittredge moved the the House do now adjourn to 9 30 A.M. tomorrow,

Which motion was lost

Mr Marshman moved that the House do now adjourn,

Which motion prevailed

And the House adjourned to 10, a.m., tomorrow, Wednesday, December 13th 1876

House Journal
of the
General Assembly
of the
State of Colorado.

First Session

Thirty-Third Day.

Thirty-Third Day.

Wednesday, December 13, 1876.

House met at 10, A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIGIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—43

Being a quorum of the House.

Absent, Messrs. Alberts, Irwin, Laragoite, McIntire, Moss, Vigil.—6.

Mr. McIntire was excused from attendance upon today's session of this House.

The Speaker announced the special order for the hour of 10 A. M. today, being the third reading of S. B. No. 15.

Mr. Simmons moved that the special order be postponed until 10:30 A. M. today,

Which motion prevailed.

Journal of the previous day's session was read and approved.

The committee on Printing

presented the following report:

Mr. Speaker:- The committee on Printing report H. B. No. 56 back to the House with the following corrections:

Section 7, lines two and three, for "inconsistent", write "inconsistent."

Also,

H. B. No. 66, Section 1, line eight, for "leave", write "have."

Also

H. B. No. 49, and H. B. No. 54 as correctly printed.

B. Smith,

Chairman.

The committee on Enrollment presented the following report:

Mr. Speaker:- Your committee on Enrollment have examined H. B. No. 43, a bill for an appropriation for the expenses of the Biennial Assembly of the State of Delaware, including the per diem and mileage of members and the pay of the officers and employees thereof, and find the same correctly enrolled.

A. A. Smith,
Chairman.

The joint committee on Enrollment presented the following report:

Mr. Speaker:- Your joint committee on Enrollment have examined H. B. No. 19, an act providing for the sale of unclaimed lots and parcels of land in the city of Black Hawk, and to repeal section 2 of an act for the ruling of the city of Black Hawk, approved February 9, A. D. 1844, and find the same correctly enrolled.

Geo. W. Wilson,
Chairman on the part of the House of the joint committee on Enrollment.

The judiciary committee presented the following report:

Mr. Speaker:- Your committee on judiciary to whom was referred H. B. No. 38, have had the same under consideration and instruct me to report it back with the recommendation that it be laid upon the table to await

ration on a bill for a general law on the same subject, herewith transmitted and introduced.

A. L. Phillips,
chairman.

At ten o'clock and twenty minutes the speaker in the presence of the House signed

H. B. No. 19, an act to provide for the sale of reclaimed lots and parcels of land in the city of Black Hawk, and to repeal Sec. 2 of an act for the relief of the city of Black Hawk, approved February 9, 1876.

Mr. Phillips moved that the clerk of the House be instructed to notify the Senate at five minutes before twelve o'clock, M., today, that the House is in waiting to receive that body for the purpose of hearing the reading of so much of the journals of the two houses of yesterday as relates to the election of United States Senator,

which motion prevailed.

Mr. A. D. Wilson introduced

H. B. No. 75, a bill for an act

to provide for the transfer, binding and sale of stock, and to repeal all previous acts in relation thereto,

Mr. Allen moved that A. B. No. 75 be ordered printed,

Which motion prevailed

Mr. Kittredge introduced A. B. No. 76, a bill for an act to repeal chapter 87 of the revised statutes, and to provide for the government and support of the municipality of Lockeport,

Also

A. B. No. 77, a bill for an act to repeal the proviso in section one of an act approved February 11, A. D. 1876, also section two of same act, to provide for consolidating the school of mines with the university of Lockeport.

Mr. Kittredge moved that A. B. No. 76 and A. B. No. 77 be ordered printed,

Which motion prevailed,

Mr. Phelps introduced A. B. No. 78, a bill for an act

to repeal the existing laws, relating to attachments and the issue of writs of attachment, garnishee process, and other process thereon, and to amend other provisions in said chap.

Mr. Phelps moved that H. B. No. 78 be ordered printed,

which motion prevailed,

The hour for the Special order having arrived,

S. B. No. 15, a bill for an act to provide for and regulate the holding of the district courts in the several judicial districts in this state, and the manner of commencing and adjourning the same, and entries of process, and providing for transfer of causes thereon, and for continuing causes, actions, proceedings therein in case of adjournment, and to repeal all other acts in relation thereto,

was read a third time.

Mr. McDonald moved to amend section one by providing that the term of the district court for Lake county shall begin

on the second Monday in August,
which motion prevailed.

Mr. Young moved to amend section one by providing that the terms of the district court in Boulder county shall begin on the first Sunday in February and the first Sunday in October,
which motion prevailed.

Mr. Young moved to amend section one by providing that the terms of the district court in Jefferson county shall begin on the second Sunday in April and the second Sunday in November,
which motion prevailed.

Mr. Young moved that section one be amended by providing that the terms of the district court in Gilpin county shall begin on the first Sunday in March and the first Sunday in September,
which motion prevailed.

Mr. Phillips moved to amend section one by adding to the provision relative to Arapahoe county, the following words: "Provided, however, that for the year A.D. 1877 the January term in said Arapahoe county

shall begin on the second Tuesday in January;"

which motion prevailed.

Mr. Bohn moved to amend section seven by adding thereto the following: "And any district judge may in vacation call a special term of court within and for any county in the manner aforesaid by an order to be entered of record in the journal of the court within said county, under such general rules, previously adopted therefor for the government of such matters in his district — Provided, public notice of the holding of such term be given at least thirty (30) days before the commencement thereof in such manner as may have been provided by such general rules,

which motion prevailed.

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McKINNEY~~, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, RALPHEY, ~~[illegible]~~, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~[illegible]~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. — 41.

And none in the negative.

Gentlemen absent and not

voting nays:

Allcock, Brown, McIntosh, Moss, Rand, Rowell, Prince, Nigil.—8

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the House ordered that it take effect immediately upon its final passage as provided in the emergency clause therein contained.

Mr. Nelson moved that proceeding under the head of second reading of bills be dispensed with for the day,

which motion prevailed.

Mr. Phelps moved that the House do now go into committee of the whole for the consideration of S. B. No. 17,

which motion prevailed,

And the House resolved itself into committee of the whole for the consideration of

S. B. No. 17, a bill for an act to provide a building for the Supreme Court, and to regulate the compensation of such officers,

with Mr. A. D. Wilson in

the chair.

After some time spent therein the committee rose and through its chairman presented the following report:

Mr. Speaker:- The committee of the whole House, to whom was referred S.B. No. 17, have had the same under consideration and report it back to the House and recommend that it do pass.

Respectfully,
A. D. Nelson,
Chairman.

The report of the committee of the whole was signed to.

Mr. Phillips moved that S.B. No. 17, be read a third time now and put upon its final passage,

which motion prevailed, and

S.B. No. 17, a bill for an act to provide a mileage for the supreme court, and to regulate the compensation of such officers,

was read a third time.

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, ~~PIERCE~~, RAINEY, ~~RAND~~, ~~RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—41

And none in the negative,

Gentlemen absent and not voting were:

Alcorn, Irwin, McIntire, Moss, Pierce, Rand, Ransom, Vigil.—8.

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the House ordered that it take effect immediately upon its final passage as provided in the emergency clause thereon contained.

Mr. Velez moved that the House do now take a recess until eleven o'clock and fifty-five minutes this A. M.,

Which motion prevailed,

And at eleven o'clock and thirty-six minutes the House took a recess.

At eleven o'clock and fifty-five minutes the Speaker called the House

the order.

The members of the committee on mines and mining, consisting of messrs. Lake, Hilbert, Jones, Scott, and Smith, were granted leave of absence for to-morrow, for the purpose of visiting the School of Mines at Golden.

The Sergeant-at-Arms announced the honorable Senate of the state of Louisiana, and they were admitted to the floor of the house.

Joint Convention.

In pursuance of law the two houses of the General Assembly of the state of Louisiana met in joint convention in the hall of the house of Representatives on Wednesday the 13th day of December, 1874, at 12 o'clock, m.,

The President pro tempore of the Senate being the presiding officer of the joint convention.

The roll was called.

Absent messrs. Barela, Maxwell, and Meyer, of the Senate — 3.

And

Messrs. Alberts, Jones, Lara-

quite, Mr. Sullivan, Moss, and Bigil, of the House — 6.

Total number present 23 Senators, and 43 Members of the House of Representatives.

There being a quorum present,

The President of the joint convention stated the object of the convention to be to hear the reading of the journals of the two Houses of yesterday relating to the election of a United States Senator for the State of Colorado, which proceedings were recorded in the journals of each House on the day above named.

The 12th day of December, 1876.

The Secretary of the Senate then proceeded to read the journal of the Senate as follows:

Mr. Hayes moved that the Senate do now proceed to the election of one person for Senator in Congress for the State of Colorado for the term of six

years from the 4th day of March, A. D., 1877.

Received.

So the Senate proceeded to the election of United States Senator.

Nominations being in order,

Mr. Muldrow nominated Henry M. Teller of Gilpin county.

Mr. Stallard nominated Thomas Moonen of Gunnison county.

There being no further nominations,

The roll of Senators was called, and the vote of the Senate was recorded as follows:

Senators Bates, Burrell, Butlers, Chaffee, Collamorite, Gardner, Hull, Hamill, Hughes, Hudson, Johnson, Linsmeyer, Muldrow, Raymondson, Randall, Rockwell, Saunders, and Whitsitt — 18

Voted for Henry M. Teller.

Senators Stallard, De Voore Harrington, Hamilton, Hill, and Taylor — 6

Voted for Thomas Moonen.

Simmons Brooks, and Taylor - 2
Absent and not voting.

The result of the said vote was duly declared by the President.

The bill before of the House then proceeded to read the journal of the House as follows:

Mr. Simmons moved that the special order for this day, being the election of a United States Senator for a term of six years, beginning March 4, 1877, be now taken up;

Which motion prevailed.

Mr. Kittredge nominated Henry M. Teller.

Mr. Adams nominated Thomas Bowen.

The roll was called, Gentlemen voting for Henry M. Teller were:

~~ADAMS, ALBERTS~~, ALFORD, ARCHULETA, CANFIELD, ~~CHACON, CHAVES, CA[illegible]~~, ~~ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD, LARAGOITE~~, LEONARD, ~~LORD, [illegible]~~, MAYER, MARSHMAN, McBROOM, ~~McD[illegible]~~, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~[illegible]~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~[illegible]~~, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~[illegible]~~, WATTS, ~~WILKINS, WILSON, A. D.~~, WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~.

Anything - 29.

Gentlemen voting for Thomas Bowen were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON,~~ CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE,~~ LANGFORD, ~~LARAGOITE, LEONARD,~~ LORD, LUTHER, ~~MAYER, MARSHMAN, McBROOM,~~ McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE,~~ ~~RAINEY~~, RAND, ~~RANSOM, SCHINNER~~, SEIBER, ~~SIMMONS, SMITH~~, STOKES, ~~SUBLES,~~ ~~VIGIL, WATTS~~, WILKINS, WILSON, A. D. — 14.

Gentlemen absent and not voting were:

Alberts, Archuleta, Irwin, Lamirande, Lorenzo, Moss, Vigil, — 6.

Mary Mr. Silver having received the votes of a majority of all the members elected to this House,

The Speaker declared him to be the choice of this House for United States Senator for the State of Colorado, for six years, beginning March 4, 1877.

The President of the convention announced that from the journals of the two Houses it appeared that Mary Mr. Teller had received the votes of a majority of all the members elected to the General Assembly of the State of Colorado, for United States Senator,

Therefore he declared Mary Mr. Teller to be duly

that is a militia state simulation for the state of Louisiana for a term of six years, beginning March 4, 1877.

And the swearing of the senate and of the joint convention, and the ship clerk of the house of representatives were directed to notify the Governor of the state of Louisiana, the proceedings had in joint convention today.

Senator Kenville moved that the joint convention do now dissolve,

Which motion prevailed,

And the senate stood adjourned to the senate chamber.

The Speaker called the house to order.

Mr. Smith moved that Mr. Lake be granted leave of absence until Monday next at 10 A.M., and that Mr. Archibald be granted leave of absence for two weeks,

Which motion prevailed,

Mr. Ford moved that the house do now adjourn,

Minutes meeting presided,
and the House adjourned
at 10 A.M., forenoon, Thursday,
December 14, 1876.

House Journal
of the
General Assembly
of the
State of Colorado.

First Session.

Thirty-Fourth Day.

Thirty-Fourth Day.

Thursday, December 14, 1876.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS~~, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, ~~LAKE~~, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, ~~SMITH~~, STOKES, SURLES, ~~VIGIL~~, ~~WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—41

Being a quorum of the House.

Absent messrs. Alberts, Archuleta, Irwin, Lake, Moss, Smith, Vigil, Watts.—8.

Journal of the previous day's session was read and approved.

The committee on Irrigation presented the following report:

Mr. Speaker:—Your committee on Irrigation, to which was referred sections 8 of Article 16 of the Constitution, in relation to the county commissioners establishing reasonable maximum rates to be charged for the use of water, beg leave to report that they have had the subject under consideration

and therewith present a bill for an act concerning the price of sugar. All of which is respectfully submitted,

Daniel Ransom
W. H. Green
D. F. Wilkins
G. Longyear
J. Gotshalk
committee.

Mr. Longyear introduced

H. B. No. 79, a bill for an act to amend chapter 44 of the revised statutes of Louisiana.

Mr. Reed introduced

H. B. No. 80, a bill for an act concerning mayors and municipalities,

Also

H. B. No. 81, a bill for an act concerning surplus;

Mr. Ransom introduced

H. B. No. 82, a bill for an act concerning the price of sugar,

Mr. Green introduced

H. B. No. 83, a bill for an act for the enrollment of the militia, the organization, government and pay of the national guard and the

militia, and the care of the public arms, records, archives, and banners, and initiated the military code.

Mr. Young introduced

H. B. No. 84, relating to an adopted child of George A. and Lucretia E. Minshaw.

Mr. Kittredge introduced

H. B. No. 85, a bill for an act providing for the adoption and provisioning of a seal for the State of Louisiana, and designating the officer who shall lawfully use the same and be its custodian, and to define the penalty for illegally using or counterfeiting the said seal, and to repeal chapter 78 of the revised statutes.

Mr. Prince introduced

H. B. No. 86, a bill to repeal all laws regarding assay offices.

Mr. Aleix introduced

H. B. No. 87, a bill for an act providing a system of procedure in civil actions in the courts of justice of the State of Louisiana.

Also

H. B. No. 88, a bill for an act

to provide for the execution of judgments in civil actions in the courts of Lexhamshire.

Mr. Pierce moved that H.B. No. 86 be read,

which motion prevailed, and

H.B. No. 86, a bill to repeal all laws regarding assay offices,

was read a first time.

Mr. Bates moved that H.B. No. 87 and H.B. No. 88 be ordered printed,

which motion prevailed.

Mr. Phelps introduced

H.B. No. 89, a bill for an act relating to the rights and duties of landlords and tenants.

Mr. Bates moved that H.B. No. 89 be ordered printed,

which motion prevailed.

Mr. Morehouse moved that H.B. No. 79 be read,

which motion prevailed, and

H.B. No. 79, a bill for an act entitled an act to amend chapter 44 of the revised statutes of Lexhamshire,

was read a first time.

Mr. Simmons moved that the rules be suspended and that H.B. No. 79 be referred to the committee on Finance, Ways and Means,

which motion was lost.

Mr. Phillips moved that H.B. No. 79 be not printed but referred to a committee and returned therefrom to the House,

which motion was lost.

Mr. Pierce introduced

H.B. No. 90, a bill for an act to establish a court of Common Pleas in the city of Dover.

Mr. Phillips moved that the rules be suspended and that H.B. No. 90 be referred to a special committee consisting of the members from Appoquinimink county.

which motion was lost.

Mr. Phillips moved that H.B. No. 90 be read,

which motion prevailed, and

H.B. No. 90, a bill for an act to establish a court of Common Pleas in the city of Dover,

times and a first time,

Mr. Wilson moved that the second reading of bills be dispensed with for today,

which motion prevailed.

The following message was received from the Senate:

State of Louisiana,
Senate Chamber,
Denver, Dec. 14, 1876.

To the Honorable
the House of Representatives
of the State of Louisiana,

I am instructed to inform your honorable body that the Senate does not agree to the report of the conference committee on S. B. No. 4, and asks for a new or another committee of conference on the disagreements of the two houses, S. B. No. 4 and report of conference committee with amended S. B. No. 4 herewith transmitted.

Respectfully,
Geo. F. Clark,
Secy.

The joint committee on Government presented the following

report:

Mr. Speaker:- The joint committee on government have examined "H. B. No. 43, an act to provide for an appropriation for the expenses of the General Assembly of the State of Delaware, including the per diem and mileage of members, and the pay of the officers and employees thereof," and find the same correctly engrossed.

Geo. W. Wilson,
Chairman on the part of the House of the joint committee on Government.

At eleven o'clock, the Speaker, in the presence of the House, signed H. B. No. 43, an act to provide for an appropriation for the expenses of the General Assembly of the State of Delaware, including the per diem and mileage of members, and the pay of the officers and employees thereof.

The message from the Senate in relation to amendments of concurrence on H. B. No. 4, was called up.

Mr. Phillips moved that the report of the Senate be received to,

and that a new committee be appointed,

which motion prevailed,

And the Speaker appointed messrs. Phelps, Adams, and Kittredge as members of said committee on the part of the House.

Mr. Phelps moved that H.B. No. 44 be now taken up and read,

which motion prevailed, and

H.B. No. 44, a bill for an act providing for assessment and collection of income, and repealing certain acts relating thereto,

was taken up.

Pending the first reading of H.B. No. 44,

Mr. Wanselman moved that further reading be postponed to 2 o'clock this afternoon,

which motion prevailed,

Mr. Pierce moved that the House do now take a recess to 2 P.M. today,

which motion prevailed,

And at 12 o'clock, M., the House took a recess.

The House was called to order at 2 P.M. by the Speaker,

And the first reading of H. B. No. 44 was assumed and completed.

Mr. Phelps moved that H. B. No. 41 be now taken up and read,

which motion was lost.

Mr. Pierce moved that H. B. No. 33 be read a third time and put upon its final passage now,

which motion prevailed, and

H. B. No. 33, a bill for an act for the relief of Robert G. Joyce of Arapahoe county,

was read a third time.

Mr. Phelps moved to amend by inserting the name of the petitioner — "Leopold Lechner" after the word assuming,

which motion prevailed.

Mr. McDonald moved that further consideration of H. B. No. 33 be postponed until tomorrow at eleven o'clock in the forenoon,

which motion prevailed.

Mr. Wilkins moved that the House do now adjourn,

which motion prevailed,

And the House adjourned to 10 A. M., tomorrow, Friday, December 15, 1876.

House Journal

of the

General Assembly

of the

State of Louisiana.

First Session.

Twenty-Fifth Day.

Seventy-Eighth Day.

Friday, December 15, 1876.

House met at 10, A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA,~~ CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, ~~LAKE,~~ LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIGIL,~~ WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—45.

Being a quorum of the House.

Absent — Mess. Archuleta, Lake, Moss, Vigil.—4.

Journal of the previous day's session was read and approved.

Mr. A. D. Wilson moved that Mr. Moss be granted leave of absence for two weeks in addition to that already granted,

Which motion prevailed.

The committee on Printing presented the following report:

Mr. Speaker: The committee on Printing report H. J. R. No. 6, and H. B. No. 77, 79, 86 correctly printed, also H. B. No. 76 corrected as follows: Section 14, first line, for "mineral" read "mineralogical". All of which is

respectfully submitted,

J. Smalls,

Chairman.

The committee on Immigration presented the following report:

Mr. Speaker:- The committee on Immigration to whom was assigned the task of preparing a bill for an act to provide for an examination of the inhabitants of the State of Louisiana in the year 1885, and every tenth year thereafter, according to the provisions of the constitution, Sec. 45, Art. 5, beg leave to report that they have had the same under consideration and deem it unnecessary to pass such a law at the present session of the Legislative Assembly. As it is not intended on the present session to pass such law; and as future Legislatures or some one having held prior to 1885 will have more time to look after this question than the present Legislature, therefore this committee

would respectfully ask to be excused from such duty.

Respd. R. Sisson,

Chairman.

Mr. Bousfield introduced

H. R. No. 12, Resolution in the Auditor showing warrants.

Mr. Phillips moved that the rules be suspended and that the resolution be considered now,

which motion prevailed.

Mr. Rehm moved that the resolution be adopted,

which motion prevailed.

Mr. Bond introduced

H. B. No. 91, a bill for an act concerning libraries.

Also

H. B. No. 92, a bill for an act concerning Zoo Commission,

Also

H. B. No. 93, a bill for an act relating to changes of name.

Mr. Mayer introduced

H. B. No. 94, a bill for an act relating to the exemption of firemen as jurors and for paying poll tax in the State of Indianola.

Mr. Mayer moved that H. B.

No. 94. be read,

Which motion prevailed, and

H. B. No. 94, a bill for an act relating to the exemption of firemen as jurors and providing poll tax in the state of Louisiana,

Was read a first time.

Mr. Adams moved that the rules be suspended and that H. B. No. 94 be engrossed at this time, and that it be not printed until returned to the House,

Which motion was lost,

Mr. Phelps introduced

H. B. No. 95, a bill for an act to repeal an act to amend chapter 55 of the revised statutes of Louisiana entitled limitations, approved February 4, 1876,

Also

H. B. No. 96, a bill for an act authorizing clerks of the district and circuit courts of the United States in the state of Louisiana to take affidavits, acknowledgements of deeds, bonds, chattel mortgages and other instruments of writing,

and also to take depositions of witnesses in civil cases,

Mr. Phelps moved that H. B. No. 95 and H. B. No. 96 be read,

which motion prevailed, and

H. B. No. 95, a bill for an act to repeal an act to amend chapter 55 of the revised statutes of Nebraska, entitled limitations, approved February 4, 1876,

Also

H. B. No. 96, a bill for an act authorizing clerks of the district and circuit courts of the United States in the state of Nebraska to take affidavits, acknowledgments of deeds, bonds, chattel mortgages and other instruments of writing, and also to take depositions of witnesses in civil cases,

were read a first time.

H. J. R. No. 1, requesting an appropriation by Congress for the construction of a military post in southeastern Nebraska,

Also

H. J. R. No. 2, relative to the construction of a military wagon road from Fort Sanford to the

military post in La Plata county,

Also

H. J. R. No. 3, relative to the establishment of an Indian Agency for the southern Utes in La Plata county,

Also

H. B. No. 23, a bill for an act to repeal all existing laws relating to marriage, and enact other provisions in lieu thereof;

Were read a second time,

And placed on General orders to be considered in committee of the whole House.

The following message was received from the Senate:

State of Colorado,
Senate Chamber,
Denver, Dec. 13, 1876.

To the Honorable
The House of Representatives
of the State of Colorado:

I am instructed to inform your honorable body that the Senate has appointed as members of the committee of conference on H. B. No. 4 on part of the Senate, Messrs.

Sayers, Dr Spence and Burnett.

Respectfully,

Geo. T. Clark,

Secty of the Senate.

H. B. No. 28, an act to establish the county of Routt,

Also

H. B. No. 30, a bill for an act to provide in what manner the names of parties may be changed, and such parties be released from his or her or other persons, and to repeal all existing laws relating to the same subject,

Were read a second time,

And placed on General orders to be considered in committee of the whole House.

H. B. No. 31, a bill for an act in relation to marks and brands of horses and other goods,

Were read a second time.

Mr. McBroom moved that H. B. No. 31, be referred to the committee on manufactures,

Which motion prevailed.

H. B. No. 34, a bill to provide for the better protection and preservation of game in the State

of Lewiston,

Was read a second time.

Mr. Morehouse moved that H.B. No. 34 be referred to the committee on Roads and Bridges,

Which motion prevailed.

H.B. No. 35, a bill for an act to amend an act concerning Notaries Public,

Also

H.B. No. 39, a bill for an act to provide for the picking up or covering up of pits, shafts and wells that endanger life,

Were read a second time,

And passed to Second Reading to be considered in committee of the whole House.

The committee of conference on H.B. No. 4, presented the following report:

Mr. Speaker: Your committee of conference, appointed to meet with a like committee from the Senate to consider the differences between the two Houses with respect to H.B. No. 4, would respectfully report that, after ~~an~~

both and votes concurring, the said joint committee have agreed to certain amendments to said H.B. No. 4, which are stated and set forth in the accompanying paper, and the committee recommend the passage of the bill as amended. And inasmuch as differences have arisen relative to the proper mode of proceeding upon the committee report, the joint committee of conference recommend that action be first taken upon the committee's report in the House of Representatives, where the bill originated, and to which the report was made; that if such action on the committee report and amendments shall result in adopting the same, then the House shall send a message to the Senate announcing the adoption of the amendments, accompanying the same with the bill; that action then be taken in the Senate upon the committee's

report and proposed amendments; that if the same be thus adopted, that the bill be then put upon its passage as amended, in the Senate; and be then referred to the House with a message acquainting the action of the Senate; and if the Senate shall have passed the bill, the same be put upon its final passage in the House, and be then enrolled, &c., as in other cases. Respectfully submitted on behalf of the committee of the House,

A. C. Philips,

chairman.

Mr. Skinner moved that the report of the committee of conference, including the amended bill, be ordered printed,

which motion was lost.

Mr. Morehouse moved that the report of the committee of conference be adopted.

Mr. Philips called for a division of the question

The question being put,

upon the adoption of the recommendations of the committee as the time made of proceeding,

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA, CANFIELD~~, CHACON, ~~CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, ~~LAKE, LANGFORD, LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND, RANSOM~~, SCHINNER, SEIBER, ~~SIMMONS~~, SMITH, ~~STOKES~~, SURLES, ~~VIJIL~~, WATTS, WILKINS, ~~WILSON, A. D.~~, WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~. -31

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA~~, CANFIELD, ~~CHACON~~, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE~~, LANGFORD, LARAGOITE, ~~LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY~~, RAND, ~~RANSOM, SCHINNER, SEIBER~~, SIMMONS, ~~SMITH~~, STOKES, ~~SURLES, VIJIL, WATTS, WILKINS~~, WILSON, A. D., ~~WILSON, GEO. W., YOUNG~~, MR. SPEAKER. -11

Gentlemen voted not and not voting were;

Adams, Alford, Archuleta, Lake, Moss, Ransom, Vijil, -7

And so the recommendations of the committee of conference as the time made of proceeding was adopted.

The question recurring upon the motion to adopt the report of the committee in recommending the passage of the bill,

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULETA~~, CANFIELD, ~~CHACON, CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, ~~LAKE, LANGFORD, LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, ~~RAND, RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIGIL~~, WATTS, WILKINS, ~~WILSON, A. D.~~, WILSON, GEO. W., YOUNG, ~~MR. SPEAKER~~.—31

Gentlemen voting in the negative were:

~~ADAMS~~, ALBERTS, ~~ALFORD, ARCHULETA, CANFIELD~~, CHACON, CHAVES, CARLILE, ESQUIBEL, ~~GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE~~, LANGFORD, LARAGOITE, ~~LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH~~, STOKES, ~~SURLES, VIGIL, WATTS, WILKINS~~, WILSON, A. D., ~~WILSON, GEO. W., YOUNG~~, MR. SPEAKER.—16

Gentlemen absent and not voting were:

Alford, Archuleta, Irwin, Lake, Moss, Rand, Ransom, Vigil.—8.

And so the motion to adopt the report of the committee of conference prevailed.

The hour having arrived for the consideration of special order, viz. H. B. No. 33,

Mr. Woodhouse moved that further consideration of H. B. No. 33, be postponed to 10:15 A. M. tomorrow,

which motion prevailed.

H. B. No. 40, a bill for an act to amend chapter 18 of the revised statutes in relation to mining corporations,

was being read a second time, and

Mr. Reid moved that notice proceeding under the head of second reading of bills be dispensed with for the time being,

which motion prevailed,

Mr. Reid introduced

B. B. No. 97, a bill for an act in relation to limitations, &c.

B. B. No. 98, a bill for an act in relation to the Public Library.

Mr. Reid moved that the House do now adjourn to 2 o'clock this afternoon.

Mr. Bolton moved that the House do now adjourn,

which motion prevailed,

And the House adjourned to 10 a. m., tomorrow, Saturday, December 16, 1876.

House Journal
of the
General Assembly
of the
State of Colorado

First Session

Thirty-Sixth Day

Thirty-Sixth Day

Saturday December 16th 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, ~~GRIFFIN~~, HELM, IRWIN, KITTREDGE, KRUSE, ~~LAKE~~, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, ~~PATTEN~~, PHELPS, PIERCE, ~~RAINEY~~, ~~RAND~~, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, ~~VIGIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 39.

Being a quorum of the House.

Absent Messrs Archuleta, Griffin, Lake, Laragoite, Luther, Moss, Patten, Rainey, Rand, Vigil — 10

Messrs Luther, Rand, Griffin, Patten and Rainey were excused from attendance from to-days session of the House, and

Mr Vigil was granted further leave of absence on account of sickness.

Journal of the previous day's session was read and approved.

The hour having arrived for the consideration of H.B. No. 33., it having been made a special Order for 10.15 a.m. to day,

And the bill having been read the third time,

The question recurred upon the passage of the bill,

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, ~~GRIFFIN~~, HELM, ~~IRWIN, KITTREDGE~~, KRUSE, ~~LAKE~~, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS, PATTEN, PHELPS~~, PIERCE, ~~RAINEY, RAND, RANSOM~~, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, ~~SURLES~~, ~~VIGIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER. 33.

Gentlemen voting in the negative;

Mr Surles — 1

Gentlemen absent and not voting were;

Archuleta, Griffin, Irwin, Kittredge, Lake, Luther, McIntyre, Moss, Patten, Phelps, Rainey, Rand, Ransom, Vigil, Young — 15.

A constitutional majority having voted in favor of the passage of the bill,

The bill passed.

And the title was agreed to.

The Committee on Federal Relations presented the following report;

Mr Speaker

Your Committee on Federal Relations to whom was referred House joint Resolution No. 5. have had the same under consideration; and report it back with the recommendation that it do pass.

A. C. Marshman,
Chairman,

The joint Committee on Enrollment presented the following report;

Mr Speaker

The Joint Committee on Enrollments beg leave to report that they presented House Bills Nos. 19 and 43, to his Excellency the Governor for his approval at 1½ o'clock P.M. December 14th A.D. 1876.

Geo. W. Wilson,
Chairman on the part of the House of Joint Committee on Enrollment.

The Committee on Printing presented the following report:

Mr Speaker,

The Committee on Printing report H.B. No. 75. as printed, with the following corrections; Section 9. line 2 after the words "for education of" insert "the county if there is one, or to the Cattle Growers Association of". Also. Section 11. line 4. strike out the word "Grow" and insert "Ride"

Respectfully submitted
J. Burles.
Chairman.

Mr Kittridge moved that the vote by which the report of the Committee of Conference on H.B. No. 4, was adopted, be reconsidered,

Mr Helm moved that further consideration of the motion to reconsider be

that bond until Monday next, December 18th at 10.15 in the forenoon

Which motion prevailed.

Mr Irwin introduced

H.B. No. 99 a bill for an act authorizing the Governor to offer rewards for the capture of criminals.

Mr. Irwin moved that H.B. No 99. be now read,

Which motion prevailed, and

H.B. No. 99. a bill for an act authorizing the Governor to offer reward for the capture of criminals

Was read a first time.

Mr A D. Wilson introduced

H.B. No. 100. a bill for an act to provide for the method of taking up, advertisement and sale of estrays, and the disposition of the proceeds arising therefrom.

Mr Morehouse introduced

H.B. No. 101. a bill for an act to prescribe an educational qualification for electors

Mr Simmons introduced

H.B. No. 102. a bill for an act to establish the office of Commissioner of Mines, and to repeal an act entitled an act to establish a Territorial assay office, approved January 10, 1868. Also an act to establish assay offices in Colorado.

Territory, approved February 8. 1872, also an act to establish assay offices in Colorado Territory, approved February 10. 1874, also an act to amend an act entitled an act to establish assay offices in Colorado Territory, approved February 11. 1876.

Mr Simmons moved that H.B. No. 102. be now read,

Which motion prevailed, &c

H.B. No. 102, a bill for an act to establish the office of Commissioner of Mines, and to repeal an act entitled an act to establish a Territorial assay office, approved January 10. 1868. also an act to establish assay offices in Colorado Territory, approved February 8, 1872, also an act to establish assay offices in Colorado Territory, approved, February 10. 1874, also an act to amend an act entitled an act to establish assay offices in Colorado Territory, approved February 11. 1876

Was read a first time,

Mr. Sanford moved that the rules be suspended and that H.B. No 102 be committed at this time,

Which motion was lost,

Mr Watts introduced

H.B. No. 103. a bill for an act fixing the length of a days work under ground,

Mr Wilkins introduced

H.B. No. 104, a bill to be entitled an act to regulate the practice of medicine,

Mr Watts moved that H.B. No. 103. be now read,

Which motion prevailed

H.B. No. 103. a bill for an act fixing the length of a days work under ground,

Was read a first time,

Mr Kruse introduced

H.B. No. 105, a bill for an act for the relief of Richards & Company of Arapahoe County.

Mr. A D Wilson moved that the second reading of bills be dispensed with for today

Which motion prevailed,

Mr Moorhouse called up the report of the Committee on Federal Relations on H.J.R. No. 5. and moved that the report of the Committee be adopted,

Which motion prevailed,

Mr A D. Wilson moved that the House do now adjourn,

Which motion prevailed

And the House adjourned to Monday next, December 18. at ten o'clock in the forenoon

House Journal
of the
General Assembly
of the
State of Colorado

First Session

Thirty Seventh Day

Thirty-Fourth Day

Monday December 18th 1876

House met at 10 a.m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

~~ADAMS~~, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, ~~GRIFFIN~~, HELM, IRWIN, KITTREDGE, ~~KRUSE~~, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 44.

Being a quorum of the House.

Absent Messrs Adams, Archuleta, Griffin, Kruse, Moss — 5

Journal of the previous day's session was read and approved.

Mr Adams was excused from attendance from to days session of the House.

Mr McMurray was granted leave of absence for this forenoon.

The joint Committee on Enrollment presented the following report, Mr Speaker:—

Your joint Committee on Enrollment have examined S.B.s Nos. 15 and 17 and find the same correctly enrolled

Geo. W. Wilson

Chairman on the part of the House of joint Committee on Enrollment.

The Committee on Printing presented the following report,

Mr Speaker

The Committee on Printing upon H.B.s Nos. 78, 94, 95, and 103, correctly printed

T. Surles

Chairman

Mr Ransom introduced

H.B. No. 106. a bill for an act relating to irrigation of lands,

Also.

H.B. No. 107. a bill for an act relating to municipal corporations.

Also

H.B. No. 108, a bill for an act concerning frauds

Also

H.B. No. 109. an act relating to deeds,

Also

H.B. No. 110, a bill for an act concerning infants

Also

H.B. No. 111, a bill for an act in relation to lunatics

Also

H.B. No. 112. a bill for an act concerning assignment of claims

Also

H.B. No. 113, a bill for an act concerning costs,

Also

H.B. No. 114. a bill for an act relating to fire companies,

Also

H.B. No. 115, a bill for an act concerning stenographic reporting,

Also

H.B. No. 116, a bill for an act relating to evidence,

Also

H.B. No. 117, a bill for an act concerning unclaimed freight,

Also.

H.B. No. 118. a bill for an act relating to the United States Government patents.

Also

H.B. No. 119, a bill for an act concerning Homesteads,

Also.

H.B. No. 120. a bill for an act concerning insane criminals,

Also

H.B. No. 121, a bill for an act concerning transportation of combustibles, and explosive substances,

Also

H.B. No. 122, a bill for an act concerning indigent defendants in Criminal cases,

Also

H.B. No. 123, a bill for an act concerning change of ~~names~~ names

Also,

H.B. No. 124, a bill for an act in regard to foreclosure of mortgages,

Also

H.B. No. 125, a bill for an act for the relief of counties,

Also

H.B. 126, a bill for an act concerning land marks,

Also

H.B. No. 127, a bill for an act relating to liens,

Also

H.B. No. 128, a bill for an act concerning judgments and Executions,

Also

H.B. No. 129, a bill for an act relating to divorce,

Also

H.B. No. 130, a bill for an act on the subject of arbitrations

Also H.B. No. 131, a bill for an act concerning bungying the sewing

Also,

H.B. No. 132, a bill for an act concerning a Board of Health.

Also,

H.B. No. 133 a bill for an act concerning married women,

Also

H.B. No. 134, a bill for an act concerning abatements,

Also,

H.B. No. 135 a bill for an act concerning ~~bods~~ bonds in legal proceedings,

Also

H.B. No. 136, a bill for an act concerning Deaf mutes

Also

H.B. No. 137, a bill for an act on the subject of aliens,

Also

H.B. No. 138, a bill for an act concerning the adoption of Children

Also

H.B. No. 139, a bill for an act relating to partnerships,

Also

H.B. No. 140, a bill for an act concerning butchers

Also

H.B. No. 141, a bill for an act relating to Libraries

Also

H.B. No. 142 a bill for an act relating to Prize Fighting

Also

H.B. No. 143, a bill for an act relating to Public Contracts

Also

H.B. No 144 a bill for an act relating to Abstracts from Records

Also

H.B. No. 145 a bill for an act relating to Wild Animals

Also

H.B. No. 146, a bill for an act relating to Printing Laws,

Also

H.B. No. 147, a bill for an act relating to Assessors

Also

H.B. No. 148. a bill for an act relating to ~~Cert~~ Certiorari

Also

H.B. No 149. a bill for an act relating to Immigration

Also

H.B. No. 150, a bill for an act relating to Floating Finder,

Also

H.B. No. 151, a bill for an act relating to the Supreme Court Library

Also

H.B. No. 152, a bill for an act relating to the Abbreviation of Women

Also

H.B. No. 153, a bill for an act relating to Cruelty to Animals

Also

H.B. No. 154, a bill for an act relating to Fences.

Also

H.B. No. 155, a bill for an act concerning Road Roads

Mr. Rand introduced

H.B. No. 156, a bill for an act concerning Witness Fees

Also

H.B. No. 157, a bill for an act relating to an Agricultural College

Also

H.B. No. 158, a bill for an act relating to Obligations of Debt

Also

H.B. No. 159, a bill for an act concerning Official Bonds

Also

H.B. No. 160, a bill for an act

concerning Notaries Public

Also

H.B. No. 161. a bill for an act concerning Attorneys at Law.

Also

H.B. No. 162 a bill for an act concerning Frauds & Perjuries

Also

H.B. No. 163. a bill for an act concerning Oaths and Affirmations

Also

H.B. No. 164, a bill for an act in relation to joint Rights and Obligations

Also

H.B. No. 165, a bill for an act concerning Paupers

Also

H.B. No. 166. a bill for an act regulating Amendments & Jeofails

Also

H.B. No. 167. a bill for an act concerning Practice at Law

Also

H.B. No. 168. a bill for an act concerning Guardians,

Also

H.B. No. 169. a bill for an act concerning attachments,

Also

H.B. No. 170, a bill for an act concerning Partition of Lands.

Also

H.B. No. 171 a bill for an act in relation to Coats,

Mr Prine introduced

H.B. No. 172, a bill an act to regulate the manner of prosecuting appeals and Writs of error, from inferior Courts to the Supreme Court of Colorado,

Mr Irwin introduced

H.B. No. 173, an act compelling the education of children.

Mr Prine introduced

H.B. No. 174, a bill for an act concerning damages, and to repeal an act entitled an act concerning damages, Approved Feby 8th 1872.

Mr Irwin introduced

H.B. No. 175, an act compelling the owner of horses and other animals diseased with the glanders to keep them apart from other stock.

Mr Saragosa introduced

H.B. No. 176, an act to repeal an act entitled an act providing for the fencing of lands when grass is cut and put in stacks in Las Animas County

Mr Yulee introduced

H.B. No. 177. a bill for an act to amend Sec. 1. of an act Entitled to provide for and regulate the holding of the district courts in the Second Judicial District in this State, and the manner of commencing and adjourning the same, and citing of process, and providing for transfer of causes therein, and to repeal all other acts in relation thereto,

Mr Vigil introduced H.B. No. 178. a bill for an act to repeal an act entitled an act concerning of fences and Enclosures in Conejos County and in other Counties under certain circumstances, approved Feby 17. 1873.

Mr Lamson introduced H.B. No. 179. a bill for an act to repeal Sections 155 and 156 of chapter 77. of the revised Statutes and enact other provisions in lieu thereof

Mr Rand introduced H.B. No. 180, a bill for an act relating to fences

Mr Ransom introduced H.B. No. 181, a bill for an act concerning fences

Mr Lake introduced

H.B. No. 182, an act to provide for the appointment of a Board of School Directors for the City of Black Hawk and to repeal Section one of an act amending an act entitled an act to incorporate the City of Black Hawk approved July 10, A.D. 1861.

Mr. Irwin introduced

H.B. No. 183, a an act to authorize ~~the~~ the taxation of Church property in certain cases

At 10.15 a.m. the Speaker in the presence of the House signed

S.B. No. 15, a bill for an act to provide for and regulate the holding of the District Courts in the several judicial districts in this State, and the manner of commencing and adjourning the same, and return of process, and providing for transfer of causes therein, and for continuing causes, actions ~~than~~ proceeding therein in case of adjournment, and to repeal all other acts in relation thereto.

Also

S.B. No. 17, a bill for an act to provide a Bailiff for the Supreme Court and to regulate the compensation of such officer

Messrs Russ and Lake

were granted leave of absence indefinitely
or a shorter time.

The hour having arrived for the consideration of Special Order, being the motion to reconsider the vote by which the report of the Conference Committee on H.B. No. 4, was adopted.

The Special Order was taken up.

And the motion to reconsider prevailed.

By unanimous consent the motion to adopt the report was withdrawn.

And the report was recommitted to the Conference Committee.

Mr Kittredge moved that the rules be suspended and that H.B. No. 177 be referred at this time.

Which motion was lost.

Mr Lake moved that H.B. No. 182 be now ordered printed.

Which motion prevailed.

Mr Drown moved that the second reading of bills be dispensed with for to-day.

Which motion prevailed.

The Speaker presented the

following communication

Washington D.C.
Dec. 13. 1876

Hon W. D. Anthony
Speaker of the House of Representatives of Colo.

Dear Sir.

Will you be kind enough to thank the Honorable body over which you preside for the honor conferred on me in again electing me as one of the Senators from Colorado, I shall endeavor to merit the approbation of the whole people of Colorado by diligence in their service and fidelity to their interests

Respectfully Yours
W. M. Teller

Mr McIntyre presented a communication from Mr N. D. Arnett in relation to needed Legislation.

Mr Phelps moved that the communication be referred to the Committee on Counties and County lines

Mr McIntyre moved as an amendment that it be referred to the Judiciary Committee

Which motion to amend prevailed,

The question ~~recurring~~ recurring upon

the motion as amended,

The motion prevailed,

Mr Mayer presented petition of citizens of Colorado, in relation to Gymnasiums,

Mr Smith moved that the petition be referred to the Committee on Education with instructions to report by bill or otherwise

Which motion prevailed

Mr Watts moved that the House do now go into Committee of the whole on General Order

Which motion was lost

Mr Phelps moved that the House do now adjourn

Which motion prevailed

And the House adjourned to 10. A.M. Tomorrow Tuesday December 19. 1876

House Journal
of the
General Assembly
of the
State of Nebraska.

First Session.

Thirty-Eighth Day.

Thirty-Eighth Day.

Tuesday, December 19, 1876.

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—47.

Being a quorum of the House.

Absent — Messrs. Archuleta, and Moss.—2.

Journal of the previous day's session was read and approved.

The committee on Printing presented the following report:

Mr. Speaker:— The committee on Printing report H.B. 88, 99, and H.J.R. No. 5 correctly printed.

J. Surles,

Chairman.

The joint committee on Enrollment presented the following report:

MR. SPEAKER:

The Joint Committee on Enrollment presented S. B. No. 15,

a bill for an act to provide for and regulate the holding of the district courts in the second judicial district in this State, and the manner of commencing and adjourning the same, and return of process, and providing for transfer of causes therein and for continuing causes, actions, proceedings therein in case of adjournment, and to repeal all actions relative in relation thereto

to his Excellency, the Governor, for his approval, at 11:50 *o'clock,* A. *m.,*

December 15, 1876

Geo. W. Wilson,

Chairman on the part of the House of the Joint Com. on Enrollment.

MR. SPEAKER:

The Joint Committee on Enrollment presented S. B. No. 17,

a bill for an act to provide a bailiff for the supreme court, and to regulate the compensation of such officer

to his Excellency, the Governor, for his approval, at 11:50 *o'clock,* A. *m.,*

December 15, 1876.

Geo. W. Wilson,

Chairman on the part of the House of the Joint Com. on Enrollment.

The following communication was received from the Governor:

State of Colorado,
Executive Department,
Denver, Dec. 16, 1876.

Hon. W. D. Anthony,
Speaker of the House of Representatives,

Sir:—

I have the honor to inform you that I have this day signed H. B. No. 19, entitled an act to provide for the sale of unclaimed lots and parcels of land in the city of Brookhaven, etc., and H. B. No. 43, entitled an act to provide for an appropriation for the expenses of the General Assembly, etc., and have filed the same with the Secretary of State.

Very Respectfully,
John L. Routt,
Governor.

Mr. Moorhouse introduced H. B. R. No. 13, for resolution to adjournment during the holidays, which was laid over under the rules.

Mr. Phillips moved that when the House adjourns today, it be to ten o'clock tomorrow afternoon,

which motion prevailed.

Mr. Smith introduced H. B. No. 164, a bill for an act concerning toll roads and bridges;

Also

H. B. No. 185, a bill for an act making an appropriation to pay the unpaid balance of the per diem of the members and officers of the last constitutional convention.

Also

H. B. No. 186, a bill for an act to define and regulate pumps and cesspools.

Mr. Geisinger introduced

H. B. No. 187, a bill for an act for the protection and preservation of fish, to encourage fish culture and for other purposes.

Mr. Ford introduced

H. B. No. 188, a bill for an act enabling the chattel mortgages.

Also

H. B. No. 189, a bill for an act for the destruction of snakes, bugaloes and Foxes.

Mr. Alford introduced

H. B. No. 190, a bill for an act to provide a fund for the building and maintenance of the Agricultural College of Colorado.

Mr. Simmons introduced

H. B. No. 191, a bill for an act to provide for holding a term of court in Nelson County for the transaction of criminal business.

Mr. Potter introduced

H. B. No. 192, an act to provide for the disposition of belt and pocket of coal held in trust by the corporate authorities of any town, or by any judge, under the provisions of any act of congress or of the General Assembly of Washington or both, which are still undisposed of.

Mr. Lutter introduced

H. B. No. 193, an act to establish wards and continuing the section lines.

Mr. Moorhouse introduced

H. B. No. 194, a bill for an act concerning grants.

Mr. Lamont introduced

H. B. No. 195, a bill for an act to provide against the evils resulting from the sale of intoxicating liquors in the state of

Indianola.

Mr. Geo. M. Nelson introduced H. B. No. 196, a bill for an act concerning Indians.

Mr. Campbell introduced H. B. No. 197, a bill for an act to provide for the ordinary expenses of the Executive, Legislative and Judicial departments of the State, interest on the public debt, and for public schools,

Also

H. B. No. 198, a bill for an act to pay the court of the State Library commission.

Also

H. B. No. 199, a bill for an act to pay Brennan Buckwalt for printing 1000 copies of election laws,

Also

H. B. No. 200, a bill for an act to provide for the printing of the different departments of the state.

Also

H. B. No. 201, a bill for an act to pay for the printing of the

General Assembly and his sessions and all other laws,

Also

H. B. No. 202, an act for the maintenance of Lunatic Paupers,

Also

H. B. No. 203, an act to provide for the payment of the annual for an Artesian well,

Also

H. B. No. 204, a bill for an act to provide for the locating of the Public Lands,

Also

H. B. No. 205, a bill for an act for the purpose of paying the expenses of the State Penitentiary,

Also

H. B. No. 206, an act for the capture and return of fugitives from justice,

Mr. McGuire introduced

H. B. No. 207, a bill for an act to legalize certain proceedings of the county commissioners of San Juan county,

Mr. A. D. Wilson introduced

H. B. No. 208, a bill for an

act to provide for the assessment and collection of a tax on dogs.

Mr. Quinn introduced

H. B. No. 209, an act to amend an act entitled an act concerning the enforce of mortgages.

Mr. McNamey introduced,

H. J. R. No. 7, Providing for the selling of the orphan children of the late Christopher Lawson, known as "Kit Lawson".

Mr. Phelps moved that the rules be suspended and that H. B. No. 45 and H. B. No. 187 be referred at this time to the committee on Public Lands,

Which motion was lost.

Mr. Lampitt moved that H. B. No. 195 be now read,

Which motion prevailed, and

H. B. No. 195, a bill for an act to provide against the evils resulting from the sale of intoxicating liquors in the State of Louisiana,

was read a first time.

The following message was received from the Senate;

State of Nebraska,
Senate Chamber,
Lincoln, Dec. 16, 1876.

To the Honorable
The House of Representatives
of the State of Nebraska,

I am instructed to inform your honorable body that the Senate has passed S. B. No. 8, a bill relating to injunctions. The concurrence of your honorable body is respectfully requested. S. B. No. 8 is herewith transmitted.

Respectfully
Geo. E. Hovey,
Sec. of the Senate.

Mr. Bartley moved that the order be suspended and that H. B. No. 195 be referred to the committee on Indian Affairs at this time.

Which motion was lost.

The committee of conference on H. B. No. 4, to which was recommitted the bill and former report, presented the following report:

Mr. Speaker: I am con-

mittee of conference appointed to meet a like committee from the Senate to consider the disagreeing between the two houses with respect to H. B. No. 4, would respectfully report that after a full and free conference, the said joint committee have agreed to entire amendment to said H. B. No. 4, which are stated and set forth in the accompanying papers, and the committee recommend the passage of the bill as amended.

A. L. Phelps.
Alva Adams
L. M. Killingsworth
committee on the part of the House.

Mr. Killingsworth moved that the report of the committee be adopted.

On the motion to adopt the report of the committee of conference,

The "yeas" and "nays" were called.

Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, ~~LANGFORD~~, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, ~~SMITH~~, ~~STOKES~~, SURLES, VIJIL, WATTS, WILKINS, ~~WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER. — 44

Gentlemen voting in the negative were:

Irwin, Langford, Stokes. — 3.

Gentlemen absent and not voting were:

Archuleta, Moss, Smith, A. D. Wilson. — 4.

A constitutional majority having voted in favor of adopting the report of the committee of conference,

The report was adopted.

Mr. Simmons moved that H. B. No. 191 be now read,

which motion prevailed, and

H. B. No. 191, a bill for an act to provide for holding a session of court in Silver Bow county for the transaction of criminal business,

was read a first time.

Mr. Pollock moved that H. B. No. 192 be now read,

which motion prevailed,

and

R. B. No. 192, was read the
remainder for the disposition
of lots and parcels of land
held in trust by the corpor-
ate authorities of any town,
or by any judge, under the
provisions of any act of
Congress or of the General
Assembly of Nebraska, or both,
which are state municipal
of.

Was read a first time.

Mr. Phillips moved that
the House do now adjourn,
which motion prevailed,

And the House adjourned
to tomorrow, Saturday, De-
cember 20, 1874, at ten
o'clock in the afternoon.

House Journal

of the

Journal Assembly

of the

State of Louisiana,

First Session.

Twenty-Ninth Day.

Twenty-Ninth Day.

Wednesday Dec. 20th 1876

House met at 3 P.M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, ~~CANFIELD~~, CHACON, ~~CHAVES~~, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 41.

Being a quorum of the House.

Absent Messrs Archuleta, Canfield, Chaves, Irwin, McIntyre, Moss, Stokes Wilkins — 8.

Mr Rand moved that Mr Stokes be granted leave of absence for the remainder of the week,

Which motion prevailed,

Mr Chacon moved that Mr Chaves be granted leave of absence for ten days.

Which motion prevailed,

Journal of the previous days session was read and approved.

Mr Simmons presented petition of citizens of Clear Creek County in relation to terms of the district court in that county,

The Committee on Printing presented the following report:

Mr Speaker

The Committee on Printing report House Bills No. 88. 102. and 191. correctly printed

J. Dunlap
Chairman

The Committee on Irrigation presented the following report:

Mr Speaker

Your Committee on Irrigation to whom was referred section five of Article eighteen of the Constitution in relation to spurious, ~~poi~~ poisonous or drugged Spirituous liquors &c; beg leave to report; That they have had the subject under consideration, and herewith cov hand in a bill for "An act relating to adulterated liquors."

All of which is respectfully submitted.

Daniel Ransom,
N. H. Green,
G. Langford
R. F. Wilkins
J Gotthelf
} Committee

The Committee on Roads and Bridges presented the following report:

Mr Speaker:

Your Committee on Roads and Bridges to whom was referred H. B. No. 34, for the protection of Game, have had the same under

consideration, and report it back with the recommendation that it be amended ~~as~~ and passed, amendments herewith transmitted;

Geo. A. Patten,
Chairman;

In Section 2. Strike out, "And no such animal as mentioned in this act shall be killed or used for sale or speculation beyond a reasonable home market supply and for food purposes only."

Strike out Section 17, and insert in lieu thereof, "No game of any kind shall be killed and shipped out of the state at any time, except by professional Taxidermists."

Mr McIntyre introduced

H. J. R. No. 8. In relation to wagon roads between Ouray and Animas Forks.

Mr Rand moved that when the House adjourn this afternoon it be to meet again at eight o'clock this evening,

Which motion prevailed,

Mr Morehouse moved that the regular order of business be dispensed with in order to take up

H. C. R. No. 13. In relation to adjournment during the Holidays,

Which motion prevailed,

Mr Price moved that

the resolution be adopted,

Mr Irwin moved to amend by inserting "Wednesday January 3rd" instead of "Tuesday January 2d".

Which motion prevailed,

Mr Surles moved to amend by inserting "Saturday, December 23d" instead of "Friday December 22d"

Which motion was lost

The question recurring upon the motion to adopt the resolution,

The motion prevailed,

Mr Helm introduced

H.B. No. 210, a bill for an act for the relief of J. A. Nichols,

Also

H.B. No. 211, a bill for an act for the payment of the Salaries of the Officers of the Deaf Mute Institute of Colorado, and Officers of the Board of Trustees thereof.

Also

H.B. No. 212, a bill for an act in relation to municipal Corporations,

Mr Langford introduced,

H.B. No. 213, a bill for an act to provide for the organization of county cattle growers associations, and to delegate powers to the same,

Mr A. K. Wilson introduced

H.B. No. 714, a bill for an act to require railroads to place fire guards on each side of their lines of road.

Mr Simmons introduced

H.B. No. 715, a bill for an act to provide for the purchase of law books for the library of the Supreme Court.

Also.

H.B. No. 716, a bill for an act to provide for the punishment and dismissal of county judicial officers,

Also

H.B. No. 717. a bill for an act to provide for expense of the Office of Commissioner of Mines for the years 1877 and 1878.

Also.

H.B. No. 718, a bill for an act making Silver a legal tender for all debts, public and private, in this state.

Also,

H.B. No. 719, a bill for an act for the relief of Silas C. Bennett of Clear Creek County.

Mr Ransom introduced.

H.B. No. 720, a bill for an act relating to adulterated liquors,

Mr Phelps introduced

H.B. No. 721, a bill for an act

to provide for issuing warrants to the Auditor in payment of rent and contingent expenses of the Executive, Legislative and Judicial departments.

Also

H.B. No. 222, a bill for an act relating to the assessment of the value of the improvements in actions brought to recover real property or the possession thereof.

Also

H.B. No. 223. a bill for an act to amend Section 48, of Chapter 13, of the revised Statutes of the Territory of Colorado.

Also

H.B. No. 224, a bill for an act relating to preserving evidence of death and heirship.

Also

H.B. No. 225, a bill for an act to amend the existing laws of forcible entry and retainer in respect to service, notice, demand and process.

Also

H.B. No. 226, a bill for an act to ~~pro~~ require the procuring of licenses ~~and~~ by corporations and persons paying no State or County tax on business or capital invested in

business in this State,

Also

H.B. No. 727, a bill for an act to legalize the service of process made in accordance with the laws of Colorado Territory as they existed prior to February 9. 1876.

Also

H.B. No. 728, a bill for an act to repeal an act entitled an act concerning practice, Approved February 9th 1876 and to enact other provisions in lieu thereof,

Also

H.B. No. 729, a bill for an act to repeal an act entitled an act concerning acknowledgements of deeds and other instruments of writing relating to real estate, Approved February 13. 1875 and to enact other provisions in lieu thereof,

Mr Marshman introduced

H.B. No. 730, a act creating boards of Irrigation, and providing for hydrographic surveys of the state, and making appropriation therefor.

Mr Lake introduced

H.B. No. 731, a bill for an act concerning the drainage of mines, and the method of enforcing the cost and expense thereof,

Mr. Irwin introduced,

H.B. No. 732, an act to amend an act concerning costs in criminal cases, approved February 11th 1876.

Mr Morehouse introduced,

H.B. No. 733 a bill for an act to provide for the appointment of a commission to report a plan of organization of a State reform school,

Also

H.B. No. 734. a bill for an act to authorize boards of education to provide for the teaching of Gymnastics or Physical culture in the public schools of the State,

Mr McMurray introduced

H.B. No. 235, a bill for an act to amend Chapter 11, of the revised statutes of Colorado,

Mr Morehouse introduced

H.B. 736, a bill for an act to amend the charter of Georgetown,

Mr Seiber introduced,

H.B. No. 737, a bill for an act requiring a registry of notaries public and all county and precinct officers in the State of Colorado, to be kept by the County Clerks.

Mr Kruse introduced

H.B. No. 738. a bill for an act providing for the sale of lots and parcels of land in the city of Central, and to repeal sections 2 and 3 of an act for the relief of the inhabitants of the city of Central approved, February 1st 1876.

Mr Kittredge introduced

H.B. No 739. a bill for an act for the relief of the widow and heirs of L. E. Shaw

Mr Tifel introduced

H.B. No. 740. a bill for an act prohibiting county commissioners from granting franchises over any public highway of this State,

Mr Drown introduced

H.B. No. 741, an act to create and establish the County of Humboldt,

Also—

H.B. No. 742, an act defining Lode claims, and the manner of locating them,

Mr Lord introduced

H.B. No. 743, a bill for an act to amend Section 2 of an act to authorize the County commissioners of Douglas County to provide a fund for the erection of public buildings, approved Feby 10. 1874.

Mr Luther introduced -
H.B. No. 244, a bill for an act to provide for the payment of salaries to officers of the Executive and Judicial departments of the state of Colorado,

Mr Ransom introduced,
H.B. No. 245, an act to provide for the expense of completing and perfecting the records in the office of the Secretary of State.

Mr Rainey introduced
H.B. No. 246. a bill for an act concerning Irrigation

Mr Mayer introduced
H.B. No. 247, a bill for an act to amend Section 128, of the criminal code.

Mr Patten introduced
H.B. No. 248. a bill for an act concerning highways,

Mr Green introduced.
H.B. No. 249, a bill for an act to provide for paying the members, officers, and employees of the Constitutional Convention,

Mr McBroom introduced
H.B. No. 250. a bill for an act to encourage the destruction of grasshoppers, and to raise a special fund therefor in the

state of records,

Mr Price introduced

H.B. No. 251, a bill for an act to submit to the qualified electors of the State of Colorado, an amendment to Section 29, Article 6 of the constitution of the State of Colorado, concerning the Judicial department;

Also

H.B. No. 252, a bill for an act relating to the exemption of firemen as jurors and from paying poll tax in certain cities of the first class in the state of Colorado,

Mr McIntyre introduced

H.B. No. 253, a bill for an act providing for the appointment assessors and road supervisors,

Also.

H.B. No. 254, a bill for an act to amend Section 11, of Chapter 72 of the revised statutes of Colorado,

Mr Kittredge introduced

H.B. No. 255, a bill for an act to provide for the government and support Penitentiary, and the discipline thereof,

Mr McDermott introduced

H.B. No. 256, a bill for an act to amend an act entitled an act to ~~co~~

establish assay offices in Colorado, approved February 10. 1873.

Mr Adams introduced

H.B. No. 257, a bill for an act to legalize the proceedings of the Probate Court of Rio Grande County,

Mr McDermott introduced

H.B. No. 258. a bill for an act to provide for the organization of new counties in the state of Colorado,

Also

H.B. No. 259, a bill for an act concerning the more definite location of county lines,

Mr Adams introduced

H.B. No. 260. a bill for an act relating to the competency of witnesses in civil cases,

Mr A.D. Wilson introduced

H.B. No. 261. a bill for an act to define the obligations and duties of railway companies and stock owners in cases of killing or injuring stock, and the penalty of for obstructing trains,

Mr Pierce introduced

H.B. No. 262. a bill for an act to provide for the payment of certain expenses incurred in the inauguration of His Excellency the Governor of the State

Mr Sulis introduced
H.B. No. 263, a bill for an act to authorize a vote to amend the Constitution of the State of Colorado,

Mr Caufield introduced
H.B. No. 264, a bill for an act to provide for the payment of the expenses of the Constitutional Convention now due

The following message was received from the Senate:

State of Colorado
Senate Chamber
Denver Dec 22nd 1876

To the Honorable
The House of Representatives
of the State of Colorado,

I am instructed to inform your Honorable body that the Senate has passed S.B. No. 66, entitled "A Bill for an act regulating the manner in which Members, Officers and Employees of the General Assembly shall draw their pay."

The concurrence of the House is requested. S.B. No. 66, is herewith transmitted.

Also

That the Senate has indefinitely postponed consideration of H.C.R. No. 12 &

relation to Auditors drawing warrants in certain cases, and that the Senate has now under consideration a Bill in relation to same subject. H.C.R. No. 12. is herewith transmitted.

Respectfully
Geo. D. Clark
Secy of the Senate

Mr Irwin moved that H.B. No. 241, be ordered printed

Which motion prevailed,

Mr McDermitt moved that H.B. No. 256 be ordered printed,

Which motion prevailed,

Mr Lake moved that H.B. No. 231 be ordered printed,

Which motion prevailed,

Mr Helm moved that all bills not already printed be referred to the Committee on State Institutions with instructions to examine the same and report to the House upon tomorrow what bills, in the judgement of the Committee, should be printed,

Which motion was lost,

Mr Irwin moved that H.B. No. 245, be ordered printed,

Which motion was lost

Mr Simmons moved that H.B. No. 218, be read.

Which motion prevailed and

H.B. No. 218, a bill for an act making Silver a legal tender for all debts, public and private, in this state.

Was read a first time.

Mr Helm moved that the rules be suspended, and that H.B. No. 218, be referred to the Committee on Finance, Ways and Means at this time, and that it be not printed until returned therefrom to the House.

Which motion prevailed.

Mr Helm moved that S.B. No. 66, be read.

Which motion prevailed and

S.B. No. 66, a bill for an act regulating the manner in which Members, Officers and Employees of the General Assembly shall draw their pay.—

Was read a first time.

Mr Simmons moved that the regular order of business be suspended, and that H.B. No. 191, be now read.

Which motion prevailed, and

H. B. No. 191 a bill for an act to provide for holding a term of court in Clear Creek County for the transaction of criminal business

Was read a second time,

Mr Ransom moved that the House do now adjourn,

Which motion prevailed

And the House adjourned to ~~8 o'clock this evening~~,

House met at 8. P.M.

Speaker in the chair.

~~Prayer by the chaplain.~~

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ~~ALBERTS~~, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, ~~CHAVES~~, CARLILE, ~~ESQUIBEL~~, ~~GOTTHELF~~, GREEN, GRIFFIN, ~~HELM, IRWIN~~, KITTREDGE, KRUSE, ~~LAKE~~, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, ~~PHELPS~~, PIERCE, ~~RAINEY~~, RAND, RANSOM, ~~SCHINNER~~, SEIBER, ~~SIMMONS~~, SMITH, ~~STOKES~~, SURLES, VIJIL, ~~WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER. 32.

Being a quorum of the House.

Absent, Messrs Alverts, Archuleta, Chaves, Esquibel, Gotthelf, Helm, Irwin, Lake, Luther, Moss, Phelps, Rainey, Schinner, Simmons, Stokes, Watts, Young — 17

Mr Rainey was excused from this evenings session of the House,

Mr Ransom presented report of the joint committee on the revision of the laws.

Mr Laragoite moved that the report be made a Special Order for tomorrow to

be considered in committee of the whole House,

which motion prevailed,

Mr A.L. Wilson introduced

H.R. No. 265. a bill for an act for the relief of the widow of C. Dominguez,

Mr Kittredge introduced

H.B. No. 266. a bill for an act to provide for holding a Special term of the district court in El Paso, County,

Mr Pierce introduced

H.R. No. 267. a bill to reimburse the county of Arapahoe;

Mr Alford introduced

H.B. No. 268. a bill for an act ~~for~~ to provide for the payment of a property road tax by the inhabitants of towns and villages in certain cases,

Mr Krause introduced

H.B. No. 269. a bill for an act to provide for paying the late Territorial Judges.

Mr Brown introduced,

H.B. No. 270. an act to amend an act providing for the payment for stock killed by railroads and railway companies, approved February 9. 1872,

Also

H.B. No. 271. an act to provide the printing of the State laws of the first session.

Mr Smith introduced

H.B. No. 272, a bill for an act to authorize foreign administrators and executors to act in this state,

Also

H.B. No. 273, a bill for an act to provide for the settlement of estates of persons dying intestate without the granting of letters testamentary in certain cases,

Also

H.B. No. 274, a bill for an act to provide for the publication of all existing laws in force after the adjournment of the General Assembly,

Also

H.B. No. 275, a bill for an act making an appropriation for the relief of the Members, Officers and employees of the General Assembly for the years A.D. 1876 and 1877,

Mr Pierce introduced

H.B No. 276, a bill for an act for the relief of E. M. Brewster,

Mr Simmons moved that the House do now go into Committee of the whole for the consideration of ~~B~~ H.B. No. 191.

Which motion prevailed

And the House resolved itself into a committee of the whole for the

consideration of

H.B. No. 191, a bill for an act to provide for holding a term of Court in Clear Creek County for the transaction of criminal business -

With Mr Adams in the chair.

After some time spent therein the Committee arose and through its Chairman presented the following report,

Mr Speaker

The Committee of the whole House to whom was referred H.B. No. 191, to provide for holding a term of Court in Clear Creek County for the transaction of criminal business, have had the same under consideration and report it back to the House, and recommend that it do pass.

Respectfully
Alva Adams
Chairman

Mr Simmons moved that the report of the Committee of the whole be agreed to

Which motion prevailed.

Mr Simmons moved that H.B. No. 191 be considered Engrossed, and that it be ordered to a third reading,

Which motion prevailed.

Mr McIntyre introduced H.J.R. No. 9, memorializing Congress to establish a military post in the Uncompahgre Valley

Also

H.J.R. No. 10, memorializing Congress to establish an additional Land District in southwestern Colorado.

Mr Adams moved that the House do now take a recess for twenty minutes,

Which motion prevailed,

And at eight o'clock and thirty-five minutes the House took a recess,

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At eight o'clock and fifty-five minutes the Speaker called the House to order,

Mr Marshman moved that the House do now adjourn,

Which motion prevailed,

And the House adjourned to 10 a.m. tomorrow, Thursday, December 21. 1893.

House Journal
of the
General Assembly
of the
State of Colorado

First Session

Fortieth Day

Fortieth Day

Thursday, December 21st 1876

House met at 10 a.m.
Speaker in the chair.
Prayer by the chaplain.
The roll was called,
And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, ~~CHAVES~~, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~ McIntyre, McMURRAY, ~~MOREHOUSE~~, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—44

Being a quorum of the House.

Absent Messrs Archuleta, Chaves, ~~McIntyre~~, Morehouse, Moss, Stokes — 5

Mr Simmons was excused from attendance upon to days session of the House.

Journal of the previous days session was read and approved.

Mr Green was granted leave of absence for today.

The Printing Committee presented the following report,

Mr Speaker,

The Committee on Printing report H.B. No. 90. correctly printed

J. Surles.
Chairman

Mr Ransom moved that

the first reading of bills be dispensed with for today,

Which motion prevailed,

S.B No. 66. a bill for an act regulating the manner in which Members, Officers and Employees of the General Assembly shall draw their pay,

Was read a second time

And placed on General Orders to be considered in Committee of the whole House,

Mr Phelps moved that the regular order of business be dispensed with for the day, and that the House now go into Committee of the whole for the consideration of Special Orders,

Which motion prevailed,

And the House resolved itself into committee of the whole for the consideration of Special Orders,

The General Order being

H.B. No. 46. a bill for an act to provide for inflicting the death penalty for the crime of murder when the party indicted shall plead guilty,

Also

The report of the joint Committee on revision,

With Mr Wilkins in the Chair

After some time spent therein the committee arose and through its Chairman, submitted the following report:

Mr Speaker:

The committee of the whole House have had under consideration "H. B. No. 46, a bill for an act to provide for inflicting the death penalty for the crime of murder when the party indicted shall plead guilty;" and instruct me to report the same back to the House and recommend its passage as amended; Also, that they have had under consideration the report of the joint committee on revision and report it back to the House with the recommendation that it be printed, and that the committee ask leave to sit again for the further consideration of the report.

D. F. Wilkins,
Chairman

Mr Phelps moved that the report of the Committee of the whole be agreed to,

Which motion prevailed,

Mr Phelps moved that H.B. No. 46. be ordered Engrossed for a third reading,

Which motion prevailed,

Mr Simmons moved that H.B. No. 191. be now read a third time and put upon its final passage,

Mr Phelps moved to amend-

by striking out the words "repugnant or" in first line of Section 4, and also in same Section strike out the words, "repealed until the force of this act shall be expended, and then any general law repealed by this act shall be revised", and insert the word "modified" in lieu thereof;

Which motion prevailed

Mr Phelps moved that H.B. No. 191. be now ordered Engrossed for a third reading, and that it be returned to the House by 2 o'clock this P.M.

Which motion prevailed,

Mr A.D. Wilson moved that H.B. No. 75, be now read,

Which motion prevailed, and H.B. No. 75, a bill for an act to provide for the branding, herding and care of stock, and to repeal all previous acts in relation thereto,

Was read a first time,

Mr Phelps moved that the House do now go into committee of the whole on General Orders,

Which motion prevailed,

And the House resolved itself into committee of the whole for the consideration of General Orders

With Mr Rand in the chair,

Before the transaction of any business the Committee arose,

Mr Hahn moved that Substitute for H.B. No. 8 be made a Special Order for 2 o'clock this afternoon,

Mr Phelps moved to amend by making it a Special Order for January 3. 1877.

Mr A.D. Wilson, moved to amend the amendment by making it a Special Order for January 20th. 1877.

Which motion was lost,

The question recurring upon the motion to amend by making it a Special Order for January 3, 1877.

The motion prevailed,

The question then recurring upon the motion as amended,

The motion prevailed,

And Substitute for H.B. No. 8. was made a Special Order for January 3. 1877.

Mr Rand moved that the House do now adjourn to 2. o'clock this afternoon,

Mr Pierce moved as an amendment that the House do now take a recess to 2 o'clock P.M. today,

Which motion prevailed

The question recurring upon

the motion as amended.

The motion prevailed,

And at 12 o'clock and 5 minutes the House took a recess

The House was called to order at 2. o'clock by the Speaker.

Mr Rand moved that the House do now go into committee of the whole for the consideration of S.B. No 66.

Which motion prevailed,

And the House resolved itself into committee of the whole for the consideration of

S.B No. 66, a bill for an act regulating the manner in which members, officers and employees of the General Assembly shall draw their pay.

With Mr Rand in the chair,

After some time spent therein the committee arose and through its chairman submitted the following report;

Mr Speaker;-

Your committee of the whole House have had under consideration "S.B. No. 66. a bill for an act regulating the manner in which the members, officers and employees of the General Assembly shall draw their pay," have made some amendments

thereto, and instruct me to report the same back to the House and recommend its passage as amended,

George Rand,
Chairman.

The report of the committee of the whole was agreed to.

The Committee on Engrossment presented the following report:

Mr Speaker:

Your Committee on Engrossment have examined H.B. No. 46. a bill for an act to provide for inflicting the death penalty for the crime of murder when the party indicted shall plead guilty, and find the same correctly engrossed.

N. C. Alford,
Chairman

Mr Speaker;—

Your Committee on Engrossment have examined H.B. No. 191. an act to provide for holding a term of court in Clear Creek County for the transaction of criminal business, and find the same correctly engrossed

N. C. Alford,
Chairman

H.B No. 191. an act to provide for holding a term of court in Clear Creek County for the transaction of criminal business,

Was read a third time,

And recommitted to the committee on Engrossment for the correction of clerical errors,

Mr Phelps moved that the rules be suspended and that H.B. No. 45. and H.B. No. 187. be referred at this time to some standing committee of the House

Which motion prevailed,

And H.B. No. 45, and H.B. No. 187. were referred to the committee on Public Lands,

Mr A.D. Wilson moved that H.B. No. 261. be read,

Which motion prevailed,

The committee on Engrossment returned H.B. No. 191, to the House with the clerical errors corrected,

And the reading of H.B. No. 261. was defered for the present

Mr Kittredge moved that H.B. No. 191, be recommitted to the Judiciary Committee with instructions to amend,

Which motion was lost,

Mr Simmons moved to amend Section 4. of the bill by adding after the word "modified" the words "so as to conform to this act"

Which motion prevailed.

Mr Kittredge moved to strike out all of Section 4, up to, and including the

words "conform to this act"

Which motion was lost,

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, ~~CHAVES~~, ~~CARLILE~~, ~~ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, ~~HELM~~, ~~IRWIN~~, ~~KITTREDGE~~, KRUSE, LAKE, ~~LANGFORD~~, ~~LARAGOITE~~, ~~LEONARD~~, ~~LORD~~, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE~~, ~~MOSS~~, PATTEN, ~~PHELPS~~, ~~PIERCE~~, ~~RAINEY~~, ~~RAND~~, ~~RANSOM~~, ~~SCHINNER~~, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, ~~WILKINS~~, ~~WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER.—24.

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN~~, HELM, ~~IRWIN~~, KITTREDGE, ~~KRUSE, LAKE~~, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, ~~MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, MOSS, PATTEN~~, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, ~~SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS~~, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER~~.—13,

~~A constitutional majority having voted in favor of the passage of the bill,~~
~~The bill passed.~~
~~And the title was agreed to.~~

Gentlemen absent and not voting were;

Alberts, Archuleta, Chaves, Carlile, Esquibel, Irwin, Laragoite, Morehouse, Moss, Seiber, Stokes, Wilkins — 12.

A constitutional majority not having voted in favor of the bill,

The bill failed to pass.

Mr Helm moved that the vote by which H.B. No. 191. was lost, be re-considered,

Upon this motion Mr Ransom demanded the ~~ay~~ "yeas" and "nays."

The "yeas" and "nays" were had

Gentlemen voting in the affirmative were:

ADAMS, ~~ALBERTS~~, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, ~~CHAVES, CARLILE~~, ~~ESQUIBEL~~, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, ~~MOREHOUSE, MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, ~~WILKINS~~, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER-38.

And none in the negative;

Gentlemen absent and not voting were;

Alberts, Archuleta, Chavez, Carlile, Esquibel, Laragoite, Morehouse, Moss, Seiber, Stokes, Wilkins — 11

And so the motion to reconsider prevailed.

Mr Kruse moved that H.B. No. 191. be referred to the Judiciary Committee with instructions to report upon its constitutionality, and to change phraseology of Section 4, and to report to the House by 10. a.m. tomorrow.

Which motion prevailed.

The members of the Judiciary Committee were excused from attendance upon the remainder of this afternoons session of the House

H.B. No. 261, a bill for an act to define the obligations and duties of railway companies and stock holders in cases of killing or injuring stock, and the penalties for obstructing trains

Was read a first time,

Mr Langford moved to suspend the rules and refer H.B. No. 261, and H.B. No. 270 to the Committee on Stock at this time,

Which motion prevailed

Mr Irwin moved that H.B. No. 247 be now read

Which motion prevailed and H.B. No. 247, a bill for an act defining Lode Claims and the manner of locating them

Was read a first time

Mr Marshman moved to suspend the rules and refer all bill pertaining to Mines and Mining to the Committee on Mines and Mining at this time,

Which motion was lost,

Mr Morehouse moved that the House do now adjourn,

Which motion prevailed

And the House adjourned to 10. a.m. tomorrow December 22, 1876

House Journal
of the
General Assembly
of the
State of Colorado

First Session

Forty-first Day

Forty-first Day

Friday December 22d 1876

House met at 10. a. m.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA,~~ CANFIELD, CHACON, ~~CHAVES, CARLILE,~~ ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTYRE~~ McIntyre, McMURRAY, ~~MOREHOUSE~~, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, ~~SCHINNER,~~ ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIJIL~~, WATTS, ~~WILKINS~~, ~~WILSON,~~ Wilson A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER.—37.

Being a quorum of the House.

Absent Messrs Archuleta, Chaves, Carlile, Irwin, Laragoite, ~~McIntyre~~, Morehouse, Moss, Schinner, Seiber, Stokes, Vigil Wilkins—13.

Journal of the previous days session was read and approved,

The Committee on Printing presented the following report;

Mr Speaker:—

The Committee on Printing report H.B. No. 182, correctly printed

J. Surles.
Chairman

The Judiciary Committee asked further time for the consideration of H.B. No. 191,

Mr Ransom moved that the committee be granted further time,

Which motion prevailed,

Mr Phelps introduced the following resolution and moved its adoption,

Resolved:- That hereafter upon the call of the "yeas" and "nays" upon the passage of any bill or concurrent resolution in this House, any member, as his name is called, may be allowed to explain his vote and have the substance of his explanation entered upon the Journal; Provided, that not more than one minute shall be allowed for making such explanation,

Mr Phelps moved that further consideration of the resolution be postponed until the next meeting of this House,

Which motion prevailed.

S.B. No. 8. a bill for an

AN ACT REGARDING THE POWER OF GRANTING AND DISSOLVING INJUNCTIONS AND RESTRAINING ORDERS, AND THE MODE OF OBTAINING MANDATORY WRITS OF INJUNCTION, AND THE PRACTICE UNDER EACH, IN CASE OF DISOBEDIENCE, AND TO REPEAL CHAPTER 43 OF THE REVISED STATUTES, AND SECTION 2 OF "AN ACT CONCERNING MINES," APPROVED FEBRUARY 13, 1874, AND THE ACT AMENDATORY THEREOF, ENTITLED "AN ACT TO AMEND AN ACT ENTITLED AN ACT CONCERNING MINES," APPROVED FEBRUARY 13, 1874, AND APPROVED FEBRUARY 11, 1876.

Was read a first time,

Mr Esquibel was granted leave of absence for today

Mr Rand moved that Mr Alford be granted leave of absence until January

2d 1877.

Which motion prevailed,

Mr Irwin moved that the first reading of bills be dispensed with for the day,

Which motion prevailed,

Mr Helm moved that the regular order of business be dispensed with for today,

Which motion prevailed,

Mr Helm moved that the rules be suspended in order that bills may be referred at this time before second reading,

Which motion prevailed,

Mr Helm moved that all bills which have not been referred to any Committee, be now read by title and referred to the appropriate Standing Committees of this House,

Which motion prevailed,

Mr Alberts was excused from attendance upon to-days Session of the House,

House Bills were then read by title and referred as follows;

Nos. 41. 48. 49, 50, 52, 53, 54, 55, 56, 57, 58, 63, 66, 67, 70, 81, 88, 89, 92, 93, 97, 108, 110, 112, 116, 122, 123, 124, 127, 128, 134, 138, 148, 160, 161, 162, 166, 168, 169 and 172 to the Committee on the Judiciary.

Nos, 64, 101, 165, and 173 to the Committee

on Education,

Nos. 65, 74 and 155 to the Committee on Finance, Ways and Means.

No. 147, to the Committee on Mines and Mining.

Nos. 68, 82 and 106, to the Committee on Irrigation.

Nos 143 and 150, to the Committee on Agriculture,

Nos. 100, 140, 153 and 175. to the Committee on Stock.

Nos. 152 and 174 to the Committee on Elections and Apportionments,

Nos. 154 and 171 to the Committee on Manufactures,

Nos. 133, 137 and 149 to the Committee on Immigration,

Nos. 107, 130, 135, 139, 164, 167, 170, and 177, to the Committee on Corporations,

Nos. 62, 109, 119, and 126 to the Committee on Public Lands,

Nos. 113, 114, 94, 156, and 171, to the Committee on Fees and Salaries,

Nos. 76, 77, 85, 91, 98, 120, 132, 136, 141, and 157 to the Committee on State Institutions,

Nos. 61, 69, 125, 144, 159 and 178 to the Committee on Counties and County Lines,

Nos. 80, 129, and 145, to the Committee on Indian Affairs—

Nos. 73, 83 and 142, to the Committee on Military Affairs,

No. 131, and 176 to the Committee on Roads and Bridges.

Nos 59, 111, 151, and 163 to the Committee on Public Buildings,

Nos. 84 and 118 to the Committee on Federal Relations,

Nos. 60, 72, 105, 117 and 158 to the Committee on Claims,

No. 146 to the Committee on Printing,

Nos 71, 115, and 179 to the Committee on Appropriations and Expenditures.

No. 104, to a Special Committee consisting of Messrs Smith, Wilkins, Schimmer, Kettredge, and Kruse.

Mr Helm moved that further proceedings under the reference of bills be dispensed for the present, and that S.B. No, 66, be read a third time and put upon its final passage now—

Which motion prevailed, and

S.B. No, 66, a bill for an act to regulate the manner in which Members, Officers and Employes of the General Assembly shall draw their pay,

Was read a third time,

The question being upo
The "yeas" and "nays
Gentlemen voting in the affirm

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA~~, CANFIELD, CHACON, ~~CHAVES~~, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, ~~VIGIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 43.

Voting in the negative:

Mr Vigil — 1

Gentlemen absent and not voting were:

Archuleta, Chaves, Moss, Seiber, Stokes — 5

Mr Ransom asked to be excused from voting on the ground that he had a personal and private interest in the bill, But objection was made, Therefore Mr Ransom voted under protest.

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.

Mr Rand moved that the title be amended by striking out the words "Officers & Employees", which motion prevailed

And, as thus amended

The title was agreed to,

And the House ordered that the bill take effect immediately upon its final passage as provided in the emergency clause therein contained,

Mr Wilkins moved that the House do now ~~adjourn~~ take a recess to 2 o'clock this afternoon,

Which motion prevailed.

And at 12 o'clock and 15 minutes the House took a recess.

The House was called to order at 2 P.M. by the Speaker.

Mr Pierce moved that the roll be called and that Gentlemen desiring to be absent during the Holidays answer "no", and those who can remain during the Holidays answer "aye".

Which motion prevailed.

And the roll was called with the following result:

Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ~~ALFORD~~, ~~ARCHULETA~~, CANFIELD, ~~CHACON~~, ~~CHAVES~~, ~~CARLILE~~, ESQUIBEL, ~~GOTTHELF~~, GREEN, ~~GRIFFIN~~, ~~HELM~~, ~~IRWIN~~, KITTREDGE, ~~KRUSE~~, ~~LAKE~~, ~~LANGFORD~~, ~~LARAGOITE~~, ~~LEONARD~~, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY~~, ~~MOREHOUSE~~, ~~MOSS~~, ~~PATTEN~~, PHELPS, PIERCE, ~~RAINEY~~, RAND, ~~RANSOM~~, ~~SCHINNER~~, ~~SEIBER~~, ~~SIMMONS~~, ~~SMITH~~, ~~STOKES~~, ~~SURLES~~, ~~VIJIL~~, ~~WATTS~~, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 21

Gentlemen voting in the negative were:

~~ADAMS~~, ~~ALBERTS~~, ALFORD, ~~ARCHULETA~~, ~~CANFIELD~~, CHACON, ~~CHAVES~~, ~~CARLILE~~ Carlile, ~~ESQUIBEL~~, GOTTHELF, ~~GREEN~~, GRIFFIN, HELM, IRWIN, ~~KITTREDGE~~, ~~KRUSE~~, LAKE, LANGFORD, LARAGOITE, LEONARD, ~~LORD~~, LUTHER, ~~MAYER~~, ~~MARSHMAN~~, ~~McBROOM~~, ~~McDERMITT~~, ~~McINTIRE~~, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, ~~PHELPS~~, ~~PIERCE~~, RAINEY, ~~RAND~~, ~~RANSOM~~, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, ~~SURLES~~, VIJIL, WATTS, ~~WILKINS~~, ~~WILSON, A. D.~~, ~~WILSON, GEO. W.~~, ~~YOUNG~~, ~~MR. SPEAKER~~. 20

Gentlemen absent and not voting were

Archuleta, Chaves, Kruse, McMurray, Moss, Ransom, Seiber, Stokes — 8

The following message was received from the Senate:

State of Colorado
Senate Chamber
Denver December 22nd 1876

To the Honorable
The House of Representatives
of the State of Colorado,

I am instructed to inform your Honorable body that the Senate has refused to concur in H.C.R. No. 13. "In relation to adjournment during the Holidays".

H.C.R. No. 13. herewith transmitted

Respectfully,
Geo. T. Clark,
Secretary of the Senate.

Mr Pierce moved that the rules be suspended to permit the introduction and consideration of a concurrent resolution relation to adjournment during the Holidays,

Which motion prevailed.

Mr Pierce introduced

H.C.R. No. 14. In relation to the adjournment of the General Assembly from Saturday, December 23. 1876 to Wednesday January 3. 1877.

Mr Smith moved that the resolution be adopted,

Upon this motion Mr Adams demanded

The "yeas" and "nays"

The "yeas" and "nays" were

had

Gentlemen voting in the affirmative were:

~~ADAMS~~, ALBERTS, ~~ALFORD, ARCHULETA, CANFIELD~~, CHA[redacted]LE, ~~ESQUIBE~~L, GOTTHELF, ~~GREEN~~, GRIFFIN, HELM, IRWIN, [redacted] LANGFORD, LARAGOITE, LEONARD, ~~LORD~~, LUTHER, ~~MAYER~~, MA[redacted], ~~McBROOM~~, ~~McDERMITT~~, ~~McINTIR~~E, ~~McMURRAY~~, MOREHOUSE, ~~MOSS~~, PATTEN, ~~PHELPS, PIERCE~~, RAINEY, RAND, ~~RANSOM~~, SCHINNER, ~~SEIBE~~R, SIMMONS, SMITH, ~~STOKES~~, ~~SURLES~~, VIJIL, WATTS, ~~WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 22

Gentlemen voting in the negative were:

ADAMS, ~~ALBERTS, ALFORD, ARCHULET~~A, CANFIELD, ~~CHACON, CHAVES, CARLIL~~E, ESQUIBEL, ~~GOTTHELF~~, GREEN, ~~GRIFFIN, HELM, IRWI~~N, KITTREDGE, KRUSE, ~~LAKE, LANGFORD, LARAGOIT~~E, ~~LEONARD~~, LORD, ~~LUTHE~~R, MAYER, ~~MARSHMAN~~, McBROOM, McDERMITT, McINTIRE, ~~McMURRAY, MOREHOUSE, MOSS, PATTEN~~, PHELPS, PIERCE, ~~RAINEY, RAND~~, RANSOM, ~~SCHINNER, SEIBER, SIMMONS, SMITH, STOKE~~S, SURLES, ~~VIJIL, WATT~~S, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 20.

Gentlemen absent and not voting were:

Alford, Archuleta, Chaves, McMurray, Moss, Seiber, Stokes — 7.

And so the motion to adopt the resolution prevailed,

The reference of bills was then resumed, and House Bills were read by title and referred as follows,

No. 78, 188, to the Committee on the Judiciary,

No. 181, 184, to the Committee on Roads and Bridges,

No. 180, 186 to the Committee on Agriculture,

No. 182, to the Committee on Education,

No. 183, to the Committee on State Institutions,

No. 185, to the Committee on Claims,

No. 189 to the Committee on Printing.

The following message was received from the Senate:

State of Colorado.

Senate Chamber

Denver December 7th 1876

To the Honorable

The House of Representatives

of the State of Colorado:

I am instructed to inform your Honorable body that the Senate has adopted the 1st and 2d Amendments and has refused to concur in the 3d Amendment proposed by the House to S.B. No. 66.

S.B. No. 66, is herewith transmitted

Respectfully

Geo. T. Clark

Secy of the Senate,

Mr Ransom moved that further proceedings under the order of reference of bills be suspended for the month and that Senate message in relation to S.B. No. 66, be now taken up,

Which motion prevailed

And Senate message relative to

S.B. No. 66, was taken up,

Mr Helm moved that the House recede from its amendment No. 3 in relation to milage,

Mr Rand demanded the "yeas" and "nays"

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ~~ALFORD~~, ~~ARCHULETA~~, ~~CANFIELD~~, CHACON, ~~CHAVES~~, CARLILE, ESQUIBEL, ~~GOTTHELF~~, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD, LORD, ~~LUTHER~~, MAYER, MARSHMAN, McBROOM, McDERMITT, ~~McINTIRE~~, McMURRAY, ~~MOREHOUSE~~, ~~MOSS~~, PATTEN, ~~PHELPS~~, ~~PIERCE~~, RAINEY, RAND, RANSOM, ~~SCHINNER~~, ~~SEIBER~~, SIMMONS, ~~SMITH~~, ~~STOKES~~, SURLES, ~~VIJIL~~, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER. 55

Gentlemen voting in the negative were:

~~ADAMS~~, ~~ALBERTS~~, ALFORD, ~~ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL~~, GOTTHELF, ~~GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD~~, ~~LARAGOITE~~, ~~LEONARD~~, ~~LORD~~, LUTHER, ~~MAYER, MARSHMAN, McBROOM, McDERMITT~~, McINTIRE, ~~McMURRAY~~, MOREHOUSE, ~~MOSS, PATTEN~~, PHELPS, ~~PIERCE, RAINEY, RAND, RANSOM~~, SCHINNER, ~~SEIBER, SIMMONS, SMITH, STOKES, SURLES~~, VIJIL, ~~WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., YOUNG, MR. SPEAKER~~. 9

Gentlemen absent and not voting were:

Archuleta, Canfield, Chaves, Moss, Seiber, Smith, Stokes, — 7

And so the motion to recede prevailed,

The reference of bills was again resumed, and House Bills were read by title and referred as follows:

No. 209, 216, 222, 224, 225, 227, 228, 235, to the Committee on the Judiciary,

No. 190, 206, to the Committee on Appropriations and Expenditures,

No, 193, to the Committee on Roads and Bridges,

No. 196, to the Committee on Indian Affairs

No. 194, 204 to the Committee on Public Lands,

No. 197, 205, 215, 221, to the Committee on Finance, Ways and Means,

No. 198, 202, 210, 211, 237, to the Committee on State Institutions,

No. 199, 219, 239, to the Committee on Claims,

No. 200, 201, to the Committee on Printing

No. 203, 220, 230, to the Committee on Irrigation

No, 207, to the Committee on Counties and County Lines,

No. 208, 213, 214, to the Committee on Stock,

No. 212, 223, 226, 229, 236, 238, to the Committee on Corporations,

No. 217, 231, to the Committee on Mines and Mining

No, 232, to the Committee on Fees and Salaries,

No. 233, 234 to the Committee on Education,

Further proceedings were in

the order of referring bills was dispensed with to ~~[illegible]~~ permit the Committee on the Judiciary to present the following report,

Mr Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 191, have had the same under consideration, and report that there is no constitutional objection to section 4 of said bill, that as to the phraseology of said section the Committee recommend that all the section be stricken out down to the word "inasmuch"; that the Committee have had no time for examination as to the constitutionality of the bill, in other respects, save by simply comparing it with different provisions of the Constitution without the examination of other authorities, and the Committee is divided ~~[illegible]~~ as to the constitutionality of the bill,

A. C. Phelps,
Chairman

Mr Simmons moved that the report of the Judiciary Committee be adopted, and that the bill be amended as suggested in said report,

Which motion prevailed,

H.B. No. 191, a bill for an act to provide for holding a term of Court in Clear Creek County for the transaction of Criminal business,

Having been read a third time, and

The question being upon the passage of the bill,
The "yeas" and "nays" were had.
Gentlemen voting in the affirmative were:

ADAMS, ALBERTS, ~~ALFORD~~, ~~ARCHULETA~~, CANFIELD, CHACON, ~~CHAVES~~, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, ~~HELM~~, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, ~~LARAGOITE~~, LEONARD, ~~LORD~~, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, ~~PHELPS~~, PIERCE, RAINEY, RAND, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, WILKINS, ~~WILSON, A. D.~~, WILSON, GEO. W., YOUNG, MR. SPEAKER. 38.

Gentlemen voting in the negative were:

~~ADAMS, ALBERTS, ALFORD, ARCHULETA, CANFIELD, CHACON, CHAVES, CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, IRWIN, KITTREDGE, KRUSE, LAKE, LANGFORD, LARAGOITE, LEONARD~~, LORD, ~~LUTHER, MAYER, MARSHMAN~~, ~~McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE~~, ~~MOSS, PATTEN~~, PHELPS, ~~PIERCE, RAINEY, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, SURLES, VIJIL, WATTS, WILKINS~~, WILSON, A. D., ~~WILSON, GEO. W., YOUNG, MR. SPEAKER.~~ 3.

Gentlemen absent and not voting were;

Alford, Archuleta, Chaves, Helm, Laragoite, Moss, Seiber, Stokes — 8.

A constitutional majority having voted in favor of the passage of the bill,
The bill passed.
And the title was agreed to.

And the House ordered that the bill take effect immediately upon its final passage as provided in the emergency clause therein contained.

The following message was received from the Senate;

State of Colorado
Senate Chamber
Denver Dec. 2nd 1874

To the Honorable

The House of Representatives
of the State of Colorado.

I am instructed to inform your Honorable body that the Senate has amended H.B. No. 11. "A Bill for an act to provide for the holding of two or more terms of the Supreme Court of the State of Colorado annually and to make certain regulations in relation thereto" and have ~~amended~~ passed the same as ~~as~~ amended,

The concurrence of the House in such amendments is requested,

H.B. No. 11, is herewith transmitted with proposed amendments,

Respectfully
Geo. T. Clark
Secy of the Senate.

The reference of bills was again resumed, and House Bills were read by title and referred as follows,

No. 240, 248, to the Committee on Roads and Bridges,

No. 243, 255, to the Committee on State Institutions,

No. 244, 257, 275, to the Committee on Fees and Salaries,

No. 245, 249, 261, 264, 265, 267, 269, 276, to the Committee on Claims,

No. 254, 257, 260, 266, 273, to

the Committee on the Judiciary,

No. 246. to the Committee on Irrigation,

No. 247. to the Committee on Immigration,

No. 250. to the Committee on Agriculture,

Nos. 251, 263, 274, to the Committee on Elections and Apportionments,

Nos. 253, 258, 259, 268, to the Committee on Counties and County Lines,

No. 271, to the Committee on Printing,

No. 272. to the Committee on Federal Relations,

Mr Irwin moved that 200, copies of a list of bills by title and number, and the Committee to which they are referred be ordered printed for the use of the House,

Mr. Huber moved that the motion to print be referred to the Committee on Printing with instructions to report at 10. a.m. to-morrow

Which motion prevailed.

Mr Phelps moved that ~~the~~ H.B. No. 276, be recalled from the Committee on Corporations and referred to the Committee on Claims,

Which motion prevailed

The reference of bills was again resumed, and House Bills were read by title and referred as follows;

No. 44, to the Committee on Finance Ways and Means,

Nos. 40, 86, 102, 103, 245, 256, to the Committee on Mines and Mining,

Nos. 87, 95, to the Committee on the Judiciary,

No. 79, to the Committee on Roads and Bridges,

No. 75, to the Committee on Stock,

No. 99, to the Committee on Appropriations and Expenditures,

No. 96 to the Committee on Elections and Appointments,

No. 192, to the Committee on Corporations,

No. 74, to the Committee on Counties and County Lines,

No. 195, to the Committee on Education

No. 90, to a Special Committee consisting of the Members from Arapahoe County.

The following message was received from the Senate;

State of Colorado
Senate Chamber
Denver, Dec. 22, 1876.

To the Honorable
The House of Representatives
of the State of Colorado.

I am instructed to inform your Honorable body that the Senate has concurred in the action of the House in adopting H.C.R. No. 14, in relation to adjournment over the Holidays, H.C.R. No. 14. is herewith transmitted

Respectfully
Geo. T. Clark
Secy of the Senate.

The matter of the distribution of the Governors Message and accompanying documents, was called up by the Speaker.

Mr Green moved that 5 Copies be distributed to each member of the House

Mr McCluty moved to amend by making it 10 Copies

Which motion to amend prevailed

Mr Irwin moved that three-fourths of the whole number printed the whole number being 1000 copies in English and 500 Copies in German.

be distributed equally among the members of the House and Senate, that the remainder be turned over to the Secretary of State, and that Members have the privilege to elect whether they will choose the English or Spanish edition.

Mr Kittredge moved as a substitute for all the motions pending, That 10 Copies of the English and 3 Copies of the Spanish edition be issued to each member of the House and Senate, and that the remainder be turned over to the Secretary of State

Which motion prevailed

Mr Irwin introduced the following resolution,

Resolved, that when a motion to adjourn is made before the question shall be put, sufficient time shall be allowed in which Chairman of Committees may give notice to the members of such Committees of any meeting of such Committees, and also for such other notices as the Speaker or any member of the House may have for the consideration of the House,

Mr Irwin moved that the resolution be adopted,

Which motion prevailed,

Mr McCutyn moved
that the House do now adjourn,
Which motion prevailed
And the House adjourned
to 10. a.m. to-morrow Saturday June
23. 1876

House Journal
of the
General Assembly
of the
State of Louisiana.

First Session.

Forty-second Day.

Forty-Second Day

Saturday, December 23, 1876

House met at 10 A. M.

Speaker in the chair.

Prayer by the chaplain.

The roll was called,

And the following gentlemen were present and answered to their names:

ADAMS, ALBERTS, ALFORD, ARGUELLO, BAIN, CAMPFIELD, ~~CHACON~~, ~~CHAVES~~, CARLISLE, ESQUIBEL, GOTTHELF, GREEN, GRIFFITH, HELM, IRWIN, KITTREDGE, ~~KRUSE~~, ~~LAKE~~, LANGFORD, ~~LARRAGOITE~~, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMITT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, ~~RAINEY~~, RAND, RANSOM, SCHINNER, SEIBER, SIMMONS, SMITH, STOKES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~.

Being a quorum of the House.

Absent Messrs. Archuleta, Johnson, Johnson, Kruse, Lake, Larragoite, Moss, Rainey, Stokes, Young--10.

Messrs. Rainey, Lake, Irwin, Young, were excused from attendance upon today's session of the House.

Journal of the previous day's session was read and approved.

The committee on Printing presented the following report:

Mr. Speaker: The committee on Printing report H. B. No. 192 correctly printed, and H. B. No. 195 printed and corrected as follows: Sec. 9, line 8 for "out of" read "under."

Respectfully submitted,
B. Sturtes,
Chairman.

The joint committee on Enrollment presented the following report:

Mr. Speaker: The joint committee on Enrollment have examined "S. B. No. 16, an act regulating the manner in which members of the General Assembly shall draw their pay", and find the same correctly enrolled.

Geo. M. Wilson,
Chairman on the part of the House of the joint committee on Enrollment.

At 10:30 A. M., the Speaker, in the presence of the House, signed

S. B. No. 16, a bill for an act regulating the manner in which members of the General Assembly shall draw their pay.

Senate amendments to H. B. No. 11 were then taken up.

Mr. Phelps moved that the

amendments be concurred in,

upon the motion to concur,

The "yeas" and "nays" were had.

Gentlemen voting in the affirmative were;

ADAMS, ALBERTS, ALFORD, ~~ARCHULETA,~~ CANFIELD, ~~CHACON,~~ ~~CHAVES,~~ CARLILE, ESQUIBEL, GOTTHELF, GREEN, GRIFFIN, HELM, ~~IRWIN~~, ~~KITTREDGE~~, KRUSE, ~~LAKE~~, LANGFORD, LARAGOITE, LEONARD, LORD, LUTHER, MAYER, MARSHMAN, McBROOM, McDERMETT, McINTIRE, McMURRAY, MOREHOUSE, ~~MOSS~~, PATTEN, PHELPS, PIERCE, ~~PORTER~~, RAND, RANSOM, SCHINNER, ~~SEIBER~~, SIMMONS, SMITH, ~~STOKES~~, SURLES, VIJIL, WATTS, WILKINS, WILSON, A. D., WILSON, GEO. W., ~~YOUNG~~, MR. SPEAKER.—38.

And none in the negative.

Gentlemen absent and not voting were:

Archuleta, Behrens, Johns, Duncan, Gilbridge, Luke, Moss, Rainey, Silver, Stokes, Young.—11

A constitutional majority having voted in favor of concurring in the amendments,

The amendments were concurred in.

Mr. A. D. Wilson moved that the Sergeant-at-arms be instructed to distribute 200 copies, extra, of the Spanish edition of the Governor's message and accompanying

documents equally among the members of the General Assembly who have Spanish speaking constituents;

Which motion prevailed.

Mr. Phelps introduced

H. Le. R. No. 15, Resolution, the Judiciary committee of the two Houses a joint committee,

Mr. Baker moved that H. Le. R. No. 15 be made a special order for Thursday, January 4, 1877,

Which motion prevailed.

The committee on Incorporations presented the following report:

Mr. Speaker: Your committee on Incorporations would respectfully report that they have been obliged to employ an extra clerk for the period of eleven days, their regular clerk, Mr. Wallingford, being in the service of the joint committee on revision continuously for thirteen days. The committee respectfully request that Mr. A. Bivony, the gentleman so employed, be allowed compensation at the usual rate for the eleven days since then rendered.

J. Le. Baker, Chairman.

Mr. Brown moved that the report be adopted, and the report agreed,

which motion prevailed.

Mr. Phelps moved that the second reading of Senate Bills be dispensed with for today,

which motion prevailed.

H. J. R. No. 5, asking an appropriation from Congress to build a military wagon road in Grand county,

was read a second time.

Mr. McIntire moved to amend by inserting the words "Therefore be it" before the word "Resolved", by striking out the words "House of Representatives" and inserting in lieu thereof the words "General Assembly," and by striking out the words "the Senate concurring therein;"

which motion prevailed.

Mr. Phelps moved that H. J. R. No. 5 be ordered engrossed for a third reading,

which motion prevailed,

Mr. McIntire moved that the House do now adjourn,

which motion prevailed,

And the House adjourned
to Wednesday, January 3, 1872,
at 10 o'clock in the forenoon.